

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CWP No.36320 of 2019
Date of decision: 16.12.2019

Shri Krishan Chaudhary	Versus	Petitioner
State of Haryana		...Respondent

Coram: Hon'ble Mr. Justice B.S. Walia

Present: Mr.R.K. Malik, Sr. Advocate with Mr. R.S. Poonia, Advocate
for the petitioner.

B.S. Walia, J. (Oral)

Prayer in the writ petition is for the issuance of a writ of Mandamus for directing the respondent to consider the petitioner as voluntarily retired on completion of three months notice dated 22.07.2019 and further to direct the respondent to release all retiral benefits of the petitioner in a time bound manner.

2. Learned counsel contends that the petitioner submitted a request for voluntary retirement Annexure P-1 dated 22.07.2019 but the same has not been considered and decided till date and that in the circumstances, the petitioner would be satisfied, if the writ petition is disposed of, at this stage, by directing the respondent to consider and decide the request Annexure P-1 dated 22.07.2019 in the light of decision in CWP No.4030 of 1999 in case titled as **Suresh Kumar Gupta versus The State of Haryana and others** in a time bound manner.

3. Notice of motion.

4. Mr. Harish Rathee, Sr. DAG, Haryana, accepts notice on behalf of the respondent and states that he has no objection to the limited prayer of the petitioner for issuance of directions to the respondent to consider and decide the request Annexure P-1 dated 22.07.2019 in accordance with law.

5. Without commenting on the merits of the claim or the entitlement of the petitioner to the relief claimed, the writ petition is disposed of by directing the respondent to consider and decide the request Annexure P-1 dated 22.07.2019 in accordance with law and by taking into account the decision in CWP No.4030 of 1999 in case the same is applicable in the facts and circumstances of the case within a period of eight weeks from the date of receipt of certified copy of this order.

December 16, 2019
ps

(B.S. WALIA)
JUDGE

Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No