

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

**CWP No.36958 of 2019 (O&M)
Date of decision : December 19, 2019**

Ravi Kant

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Vipin Mahajan, Advocate for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner states that after the retirement of the petitioner on attaining the age of superannuation on 30.06.2019, only a sum of Rs.3,50,000/- has been released to the petitioner and remaining amount on account of GPF, leave encashment and gratuity is yet to be released by the respondents, which has been withheld by the respondents without any valid justification.

Learned counsel for the petitioner further states that there are no proceedings pending against the petitioner, which would entitle the respondents to withhold the pensionary benefits of the petitioner. Prayer of the petitioner is for issuance for a direction to respondent Nos.2 and 3 to release all the pensionary benefits of the petitioner forthwith.

Counsel for the petitioner states that for the relief which has been sought in the present writ petition, petitioner has submitted a representation dated 04.07.2019 (Annexure P-4) initially and thereafter, served a legal notice dated 07.10.2019 (Annexure P-5) upon the respondents, which are still pending consideration with the respondents and

the petitioner will be satisfied, at this stage, in case a time bound direction is issued to respondent Nos.2 and 3 to decide the same by passing an appropriate speaking order in accordance with law.

In view of the request made, without expressing any opinion on the merits of the case or the claim being made by the petitioner, respondent Nos.2 and 3 are directed to decide the legal notice dated 07.10.2019 (Annexure P-5), by passing a speaking order within a period of three months from the date of receipt of a certified copy of this order. In case after the decision, it is found that the petitioner is entitled for any monetary benefit, the same shall also be released to him within a period of next three months.

Present writ petition stands disposed of.

(HARSIMRAN SINGH SETHI)
JUDGE

December 19, 2019

sarita

Whether speaking / reasoned Yes

Whether Reportable: No