

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.2154 of 2020

DATE OF DECISION:28.01.2020

Ravinderpal

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Ashok Kumar Khunger, Advocate for the petitioner.

HARSIMRAN SINGH SETHI, J. (ORAL)

Counsel for the petitioner states that though the petitioner has retired from service on attaining the age of superannuation from the post of Junior Assistant from Municipal Council, Abohar on 30.09.2019, but all the pensionary benefits for which the petitioner is entitled for, have not been released to him and that too, without any valid justification.

Counsel for the petitioner argues that there is no impediment in the release of the pensionary benefits of the petitioner as there are no proceedings, either departmental or before any other competent Court of law, pending against the petitioner, which would entitle the respondents to withhold the pensionary benefits.

The prayer of the petitioner is for issuance of a direction to respondent No.3 to release the pensionary benefits of the petitioner forthwith along with interest.

Counsel for the petitioner states that for the relief, which has been claimed in the present writ petition, the petitioner has

served a legal notice dated 10.12.2019 (Annexure P-1), which is still pending consideration with the respondents and the petitioner will be satisfied, at this stage, in case, a time bound direction is given to respondent No.3 to decide the legal notice dated 10.12.2019 (Annexure P-1).

Without expressing any opinion on the merits of the case and entitlement of the petitioner in respect of the claim made in the legal notice dated 10.12.2019, respondent No.3 is directed to decide the representation dated 10.12.2019 (Annexure P-1) within a period of three months from the date of receipt of a certified copy of this order.

In case it is found that the petitioner is entitled for any relief, the same shall also be released to him within a period of next three months.

Present writ petition stands disposed of.

January 28, 2020
jt

(HARSIMRAN SINGH SETHI)
JUDGE

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