

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

(108)

CWP No. 4068 of 2020

Date of Decision : 14.02.2020

Gurdeep Singh Cheema

....Petitioner

Versus

State of Punjab and another

.....Respondents

***CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI***

Present:- Ms. Sangita Dhanda, Advocate for the petitioner.

\*\*\*

**Harsimran Singh Sethi, J. (Oral)**

Learned counsel for the petitioner contends that the petitioner retired from service on attaining the age of superannuation in April, 2004. At the time of superannuation, there were certain proceedings pending against the petitioner with regard to the allegations of irregularities, due to which, respondent No. 2 had suffered loss.

Learned counsel for the petitioner further contends that the said proceedings have already been concluded and petitioner has been found innocent, hence, he is not liable to pay any amount as being demanded by respondent No. 2.

The prayer of the petitioner is that due to the proceedings, which were pending, his retiral benefits were withheld by the respondents and now there is no impediment in the release of the pensionary benefits,

but the respondents are still not releasing the same. Prayer of the petitioner

is that direction be issued to respondent No. 2 to release his pensionary benefits forthwith.

Learned counsel for the petitioner states that for the relief, which has been claimed in the present writ petition, petitioner has submitted a representation dated 12.06.2018 (Annexure P-3) and a reminder thereafter on 17.07.2019 (Annexure P-4) with the respondents, which are still pending consideration and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to respondent No. 2 to decide the said representations dated 12.06.2018 and 17.07.2019 (Annexures P-3 and P-4 respectively) by passing an appropriate speaking order.

In view of the request made, without expressing any opinion on the merits of the case and the claim being made by the petitioner, respondent No. 2 is directed to decide the representations dated 12.06.2018 and 17.07.2019 (Annexures P-3 and P-4 respectively) 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.

Writ petition stands disposed of accordingly.

**February 14, 2020**  
*kanchan*

**( HARSIMRAN SINGH SETHI )**  
**JUDGE**

*Whether reasoned/speaking? Yes*  
*Whether reportable? No*