

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

**CWP No.7046 of 2020 (O&M)
Date of decision : March 18, 2020**

Ashwani Kumar

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- None.

HARSIMRAN SINGH SETHI J. (ORAL)

The claim of the petitioner in the present writ petition is that though, the petitioner has already retired from service on attaining the age of superannuation on 31.10.2018 but no retiral benefits except leave encashment and gratuity amounting to ₹13,29,515/- has been released to him so far by the Improvement Trust, Pathankot, due to which he is unable to meet the expenses of livelihood and is not able to lead a dignified life as enshrined under Article 21 of the Constitution of India. The prayer of the petitioner is for issuance of a direction to the respondents to release all his pensionary benefits forthwith without any further delay.

From the pleadings, it transpires that for the relief which has been claimed in the present writ petition, the petitioner has already submitted representations dated 22.01.2019, 17.09.2019 and 18.02.2020 (Annexures P-1 to P-3 respectively), which are still pending consideration with respondent No.4 and the interest of justice will be served in case a time bound direction is issued to respondent No.4 to decide the representations 22.01.2019 and 18.02.2020 (Annexures P-1 and P-3 respectively) by passing appropriate speaking order.

In view of the facts stated above, without expressing any opinion on the merits of the case or on the claim being made by the petitioner, respondent No.4 is directed to decide the representations dated 22.01.2019 and 18.02.2020 (Annexures P-1 and P-3 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.

Present writ petition stands disposed of.

(HARSIMRAN SINGH SETHI)
JUDGE

March 18, 2020

sarita

Whether speaking / reasoned

Yes

Whether Reportable:

No