

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

113

CWP-11756-2020

Date of decision: 24.08.2020

Krishan Pal

.....Petitioner

Versus

Uttar Haryana Bijli Vitran Nigam Limited and others Respondents

CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI

Present : Mr. Ashutosh Kaushik, Advocate for the petitioner.

ARUN KUMAR TYAGI, J (ORAL)

(The case has been taken up for hearing through video conferencing.)

The petitioner has filed the present petition under Article 226/227 of the Constitution of India for issuance of a writ of certiorari for quashing of the impugned orders dated 22.07.2020 (Annexure P-9) and 24.06.2020 (Annexure P-8) whereby cut of 12% of the pension per month for whole life was imposed on the petitioner from July, 2020 onwards and quashing order dated 05.03.2019 (Annexure P-1) qua the petitioner to the extent of withholding amount of Rs.23,920/- from the retiral benefits of the petitioner. The petitioner has also sought further relief of issuance of a writ in the nature of mandamus directing the respondents to grant full pension to the petitioner in accordance with law with interest @ 18% per annum from due date till date of actual payment and to release the withheld amount of Rs.23,920/- with interest @ 18% per annum from due date till the date of actual payment.

Learned counsel for the petitioner has submitted that the petitioner has filed appeal (Annexure P-10) against the impugned

orders dated 24.06.2020 and 22.07.2020 before the Director, Technical UHBVNL which is pending and the petitioner will be satisfied if the direction is issued to the Director, Technical UHBVNL for deciding the appeal of the petitioner expeditiously.

Although on the previous date learned Assistant Advocate General, Haryana was present but no formal order for issuance of notice of motion to the respondents has been passed in the case.

In view of the nature of relief sought and to be granted, issuance of notice to the respondents is considered unnecessary.

In view of the facts and circumstance of the case and submissions made by learned counsel for the petitioner but without commenting on merits, the petition is disposed of with directions to the Director, Technical UHBVNL to decide the appeal of the petitioner expeditiously preferably within three months from the date of receipt of certified copy of this order.

24.08.2020

Vinay

(ARUN KUMAR TYAGI)
JUDGE

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