

CWP No.23359 of 2011 (O&M)
Date of Decision: January 21, 2020

Subhash Chander Dutta **.... Petitioner**

Versus

Canara Bank and another Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. A.P. Singh, Advocate for
Mr. Kanwar Malik, Advocate for the petitioner.
Mr. D.S .Nalwa, Advocate for the respondents.

HARSIMRAN SINGH SETHI, J.(ORAL)

The grievance, which is being raised in the present writ petition is that the pensionary benefits of the petitioner have not been computed in a correct manner and the computation, which has been done by the respondents is contrary to the provisions under which the petitioner is entitled for the grant of pensionary benefits.

Respondents-bank have filed a reply in which, the details of the payment, which have been extended to the petitioner after his retirement have been given. Respondents have stated that all the benefits for which the petitioner is entitled, have already been released in his favour and no further payment is due.

Learned counsel for the petitioner was not satisfied with the reply filed by the respondents and has sought adjournment to file affidavit of the petitioner stating as to what amount of payment, for which the petitioner is entitled, is yet to be released to him by the respondents-bank.

Despite three adjournments already taken, nothing has been placed on record of this writ petition as to what payment, which according to the petitioner, he is entitled for, is yet to be released to him.

As nothing has been placed on record to controvert the averment made by the respondents in the reply, learned counsel for the petitioner prays that the present petition be disposed of with liberty to the petitioner to file a representation with the respondents, in case, any of the benefits, for which the petitioner is entitled, is yet to be released.

Learned counsel for the respondents-bank very fairly states that in case, any representation is received by the respondents-bank from the petitioner raising any claim, the same will be disposed of, in accordance with law within a period of three months from the date of receipt of the said representation after giving a personal hearing to the petitioner.

Learned counsel for the petitioner states that keeping in view the undertaking given by the learned counsel for the respondents, petitioner does not press the present writ petition any further and the same may be disposed of having been not pressed.

Ordered accordingly.

(HARSIMRAN SINGH SETHI)
JUDGE

January 21, 2020

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Whether speaking/reasoned Yes/No

Whether reportable Yes/No