

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.36256 of 2019

DATE OF DECISION:28.01.2020

Ajaib Singh

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Nitesh Singla, Advocate for the petitioner.

HARSIMRAN SINGH SETHI, J. (ORAL)

In the present writ petition, the grievance which has been raised by the petitioner is that though the petitioner had already retired on attaining the age of superannuation on 31.07.2018 but despite a lapse of more than one year of the date of retirement, all the pensionary benefits for which the petitioner is entitled for, have not been released.

Counsel for the petitioner argues that there are no proceedings 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.4 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 17.10.2019 (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.4 to decide the legal notice dated 17.10.2019 (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 17.10.2019, respondent No.4 is directed to decide the legal notice dated 17.10.2019 (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 monetary 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