

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

**CWP No.23 of 2020 (O&M)
Date of decision : January 20, 2020**

Swaranjit Singh and others **Petitioners**

Versus

State of Punjab and others **Respondents**

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. K.S. Mehta, Advocate for the petitioners.

HARSIMRAN SINGH SETHI J. (ORAL)

The grievance, which is being raised by the petitioners in the present writ petition is that though, the petitioners have already retired from service on attaining the age of superannuation in 2010, 2012 and 2015 respectively, but their pensionary benefits are being withheld by the respondents on the basis of the charge-sheet, which was served upon the petitioners in February/March, 2012.

Learned counsel appearing on behalf of the petitioners argues that an enquiry report has already been served upon the petitioners on 07.06.2018, to which the petitioners have already filed the reply but the said charge-sheet has not been taken to the logical end by the respondents, which act of the respondents is causing prejudice to the petitioners as their pensionary benefits have been withheld by the respondents. The prayer of the petitioners is for directing respondent No.2 to decide the charge-sheet issued to the petitioners in February/March, 2012 in a time bound manner.

Notice of motion.

On the asking of the Court, Mr. Mehardeep Singh, Addl. Advocate General, Punjab, accepts notice on behalf of the respondents.

Learned counsel for the respondents states that as the prayer which has been advanced by the learned counsel for the petitioners is only for deciding the charge-sheet in a time bound manner, therefore, the present writ petition can be disposed of, without filing the reply.

Learned counsel for the respondents further states that keeping in view the arguments of the learned counsel for the petitioners, in case, the charge-sheet, which has been issued to the petitioners in February/March, 2012 has not been disposed of already, the same will be finalized by the punishing authority within a period of three months from the receipt of the certified copy of this order.

Learned counsel for the respondents further states that the petitioners be directed to co-operate with the punishing authorities in disposing of the charge-sheet, within a period of three months as undertaken.

Learned counsel for the petitions states that all co-operation, which will be sought from the petitioners, will be given for disposing of the enquiry proceedings within a period of three months as undertaken by learned counsel for the respondents.

Keeping in view the above, the present writ petition is disposed of, in view the statement given by learned counsel for the respondents that enquiry proceedings in respect of the charge-sheet, which has been served upon the petitioners in February/March, 2012 be disposed of by the

punishing authority by passing a speaking order within a period of three month from the date of receipt of certified copy of this order.

It is made clear that at this stage, this Court expresses no opinion with regard to the merits of the case or the claim, which is being raised by the petitioners before this Court.

(HARSIMRAN SINGH SETHI)
JUDGE

January 20, 2020

sarita	
Whether speaking / reasoned	Yes / No
Whether Reportable:	Yes / No