

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

114

CWP-3495-2021

Date of Decision : February 15, 2021

RAJINDER KUMAR

.....Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present : Mr. Manmeet Singh Rana, Advocate
for the petitioner.

(Through Video Conferencing)

HARSIMRAN SINGH SETHI, J. (Oral)

The prayer of the petitioner is that though he had retired on 30.9.2020 after availing one year extension in service but the retiral benefits for which he is entitled for have not been extended to the petitioner till now and that too without any valid justification.

Learned counsel for the petitioner argues that there is no impediment to the relief of the pensionary benefits of the petitioner as there are no proceedings pending against him, which would entitled the respondents to withhold the pensionary benefits. The prayer of the petitioner is for directing the respondents to release the pensionary benefits of the petitioner forthwith without any delay alongwith interest.

Learned counsel for the peetitioner further submits that for the relief as sought in the present writ petition, the petitioner has already approached the respondents by filing representation dated 30.1.2021 (Annexure P-3), 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 the respondents to decide the same by passing a speaking order.

Notice of motion.

Ms. Sunint Kaur, AAG, Punjab, who has joined the proceedings through video conference, accepts notice on behalf of the State.

Learned State counsel raises no objection for deciding the representation dated 30.1.2021 (Annexure P-3) in a time bound manner by passing an appropriate speaking order.

Without expressing any opinion on the merits of the case or the facts mentioned in the representation, the present writ petition is disposed off with a direction to respondent No.2 to decide the representation dated 30.1.2021 (Annexure P-3) by passing an appropriate speaking order within a period of three months from the date of receipt of a copy of this order. In case, the petitioner is found entitled for the relief as being claimed in the representation, the same be also released to him within a period of one month thereafter.

February 15, 2021
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(HARSIMRAN SINGH SETHI)
JUDGE

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