

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH.

(124)

CWP-4043-2021

Date of Decision: February 22, 2021

Nazar Singh

.. Petitioner

Versus

State of Punjab and another

.. Respondents

(Through video conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Harshit Jain, Advocate, for the petitioner.

Ms. Sunint Kaur, Assistant Advocate General, Punjab.

HARSIMRAN SINGH SETHI, J.(ORAL)

Present petition has been filed seeking the release of the pensionary benefits.

Learned counsel for the petitioner argues that though the petitioner has already retired on attaining the age of superannation on 31.12.2019, the benefits for which the petitioner is entitled, have not been released even after expiry of more than one year. Learned counsel for the petitioner submits that out of the total benefits admissible to the petitioner amounting to Rs.11,55,078/-, a sum of Rs.4,82,451/- is still pending to be released and the same has been withheld without any valid justification. Learned counsel for the petitioner further submits that there is no impediment in the release of the entire pensionary benefits to the petitioner as there are no proceedings either departmental or criminal, pending against the petitioner, which would entitle the respondents to withhold his pensionary benefits.

Learned counsel for the petitioner submits that for the relief which has been claimed in the present writ petition, the petitioner has already

submitted a representation on 03.02.2021 (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 issued to respondent No.2 to decide the said representation by passing an appropriate speaking order.

Notice of motion.

Ms. Sunint Kaur, learned Assistant Advocate General, Punjab, who has joined the proceedings through video conference, keeping in view the service of advance copy of petition, accepts notice on behalf of the respondents-State and raises no objection for deciding the representation of the petitioner in a time bound manner by passing an appropriate speaking order.

Without commenting upon the merits of the case or about the entitlement of the petitioner for the relief which has been claimed by him in the representation dated 03.02.2021 (Annexure P-3), the present writ petition is disposed of with a direction to respondent No.2 to decide the representation dated 03.02.2021 (Annexure P-3) within a period of three months from the receipt of copy of this order.

February 22, 2021
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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