

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CWP No.8001 of 2021

Date of Decision: 08.04.2021

Bhagwan Dass

....Petitioner

VERSUS

State of Punjab and others

....Respondents

CORAM: HON'BLE MRS. JUSTICE ALKA SARIN

Present: Mr. Avikaran Bansal, Advocate for the petitioner.

ALKA SARIN, J. (Oral)

Heard through video conferencing.

Prayer in the present petition under Articles 226 and 227 of the Constitution of India is for issuance of a direction to the respondents to release pension, GPF, Leave Encashment, Gratuity, PF etc. and all other retiral benefits of the petitioner along with 18% interest.

Learned counsel for the petitioner would contend that the petitioner retired on 31.07.2020, however, his retiral benefits have not been released to him. He would further contend that representation dated 20.10.2020 and a reminder dated 15.03.2021, Annexures P-1 and P-2 respectively, have been sent to the respondents, however, no action has been taken on the same and his retiral benefits have not been released. Learned counsel for the petitioner limits his prayer in the present petition and states that he would be satisfied if a direction is issued to respondent no.4 - Executive Officer, Nagar Panchayat, Kotkapura, District Faridkot - to decide the representation dated 20.10.2020 (Annexure P-1) in a time bound manner.

Notice of motion.

On the asking of the Court, Ms. Kanica Sachdeva, AAG, Punjab, who has joined the session through video conferencing, accepts notice on behalf of respondent no.1.

Since the case is not being decided on merits, the issuance of notices to respondent nos.2 to 4 is dispensed with.

I have heard the learned counsel for the parties.

In view of the limited prayer made by learned counsel for the petitioner and without commenting on the merits of the case or on the entitlement of the petitioner, the present writ petition is disposed off with a direction to respondent no.4 - Executive Officer, Nagar Panchayat, Kotkapura, District Faridkot - to take a decision on the representation dated 20.10.2020 (Annexure P-1), in accordance with law, as expeditiously as possible and in any case within a period of three months from the date of receipt of certified copy of this order. In case the petitioner is found entitled to the said benefits, the same be released within a period of two months thereafter.

Disposed off accordingly.

(ALKA SARIN)
JUDGE

8th April, 2021
jk

NOTE: Whether speaking/non-speaking: Speaking
Whether reportable: YES/NO