

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.10519 of 2021
Date of decision: 28.05.2021

Balwan Singh Chahal

...Petitioner

Versus

The Haryana State Cooperative Supply and
Marketing Federation Limited and others

...Respondents

(Through video conferencing)

CORAM: *HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI*

Present: Mr. Shivam Malik, Advocate for petitioner.

Mr. Sharad Aggarwal, AAG, Haryana.

Ms. Rajni Gupta, Advocate for respondent No.3.

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Harsimran Singh Sethi, J. (Oral)

In the present writ petition, the grievance of the petitioner is that though, he has retired on attaining the age of superannuation on 30.06.2020 but, some of his pensionary benefits as well as other claims are yet to be released by the respondents. Learned counsel for the petitioner submits that though, at the time of retirement, some charge sheets were pending against the petitioner but, those charge sheets have already been dropped by the respondents and now there is no impediment in releasing all the pensionary benefits of the petitioner.

Learned counsel for the petitioner further submits that in order

to claim the pensionary benefits and some other service benefits the petitioner has submitted a legal notice dated 08.02.2021 (Annexure P/13) to the respondents and in reply to the said legal notice, the respondents vide letter dated 09.04.2021 (Annexure P/17) has stated that the claim of the petitioner is under consideration and 'No Due Certificate' will be issued shortly. Learned counsel for the petitioner submits that despite the fact that there is no impediment in releasing the claimed service benefits as well as pensionary benefits, the same have not been released by the respondents and that too without any valid justification. Prayer of the petitioner is that a direction be issued to the respondents to release the benefits by deciding all his claims forthwith.

Notice of motion.

Mr. Sharad Aggarwal, AAG, Haryana, and Ms. Rajni Gupta, Advocate, who have joined the proceedings through video conference, keeping in view the service of advance copy of petition, accepts notice on behalf of State of Haryana as well as respondent No.3 respectively.

Learned counsel for respondent No.3 submits that though, the reply has not been filed but, she has instructions from Mr. Chander Mohan, Deputy General Manager, (Admn.) Hafed to state that the claim of the petitioner is under consideration and an appropriate speaking order will be passed within a period of one month from today in respect of the release of the remaining pensionary benefits and in case, after the passing of the speaking order, the petitioner is found entitled for any monetary benefits, the same will be released to him within a period of two weeks thereafter.

Learned counsel for the petitioner submits that keeping in view the statement made by the learned counsel for respondent No.3, the

grievance of the petitioner stands redressed and he does not press the present petition any further and the same may be disposed of as such.

Ordered accordingly.

May 28, 2021
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(HARSIMRAN SINGH SETHI)
JUDGE

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