

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(124)

CWP No.11492 of 2021

Date of decision: 01.07.2021

Rajinder Kumar

...Petitioner

Versus

State of Haryana and others

...Respondents

(Through video conferencing)

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

Present: Mr. Parminder Singh, Advocate for the petitioner.

Mr. Sharad Aggarwal AAG, Haryana.

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Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner argues that the petitioner retired on 31.03.2021 on attaining the age of superannuation, but, his retiral benefits have not been extended to him by the respondents and that too without any valid justification. Learned counsel for the petitioner submits that there is no impediment in the release of the pensionary benefits of the petitioner as no proceedings either before the respondent-department or before any competent Court of law are pending against the petitioner, which would entitle the respondents to withhold the pensionary benefits of the petitioner.

Learned counsel for the petitioner further submits that for the relief, which is being claimed in the present writ petition, the petitioner has already submitted a representation dated 15.06.2021 (Annexure P/4) to the

respondents, 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.3 to decide the said representation by passing appropriate speaking order.

Learned State counsel raises no objection in deciding the representation dated 15.06.2021 (Annexure P/4) submitted by the petitioner to the respondents in a time bound manner by passing appropriate speaking order.

In view of the above, without expressing any opinion on the merits of the case or the claim being made by the petitioner, respondent No.3 is directed to decide the representation dated 15.06.2021 (Annexure P/4) submitted by the petitioner by passing a speaking order within a period of two months from the date of receipt of a copy of this order and in case, the petitioner is found entitled for the relief as being sought, keeping in view the speaking order passed by the respondents, the necessary relief be also released to the petitioner within a period of one month thereafter.

Present writ petition stands disposed of.

July, 01, 2021
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(HARSIMRAN SINGH SETHI)
JUDGE

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