

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(127)

CWP-13545-2021

Date of Decision : July 26, 2021

Kanta Devi

.. Petitioner

Versus

State of Punjab and others

.. Respondents

(Through Video Conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

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

Mr. Charanpreet Singh, AAG, Punjab.

HARSIMRAN SINGH SETHI J. (ORAL)

Present writ petition has been filed with a prayer that the petitioner, who has retired on attaining the age of superannuation on 31.10.2017, is yet to be paid her retiral benefits and hence, a direction be issued to respondent No.4 to release the pensionary benefits of the petitioner alongwith interest, which have been illegally withheld by the respondents.

Learned counsel for the petitioner submits that there are no proceedings pending against the petitioner either departmental or any criminal proceedings, which would entitle respondent No.4 to withhold the pensionary benefits of the petitioner, still, even after expiry of a period of 4 years approximately, the petitioner is still running from pillar to post to get her pensionary benefits released.

Learned counsel for the petitioner further submits that for the relief which has been claimed in the present writ petition, the petitioner has already submitted a legal notice dated 07.06.2021 (Annexure P-4) to the respondents, which is still pending consideration and the petitioner will be

satisfied, at this stage, in case a time bound direction is issued to respondent No.4 to decide the said legal notice by passing an appropriate speaking order.

The prayer of the petitioner is that a direction be issued to respondent No.4 to release the pensionary benefits to the petitioner for which she is entitled for forthwith.

Notice of motion.

Mr. Charanpreet Singh, 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 and raises no objection for deciding the legal notice dated 07.06.2021 (Annexure P-4) 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 her in the legal notice dated 07.06.2021 (Annexure P-4), the present writ petition is disposed of with a direction to respondent No.4 to decide the said legal notice dated 07.06.2021 (Annexure P-4) within a period of three months from the receipt of copy of this order. In case as per the speaking order, petitioner is found entitled to any monetary benefits, the same be also released to the petitioner within a period of one month thereafter.

July 26, 2021
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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