

CWP-20921-2020(O&M)
Date of Decision:09.02.2021

Satwinder Singh **Petitioner**

versus

State of Punjab and others Respondents

CORAM : HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr. H.S.Batth, Advocate for the petitioner.

Mr. Abhay Pal Singh Gill, AAG, Punjab.

Mr.Abhilaksh Gaind, Advocate for respondent No.4-M.C.

TEJINDER SINGH DHINDSA, J. (ORAL)

CM-1937-CWP-2021

This case has been taken up through Video Conferencing via Webex facility in the light of Pandemic Covid-19 situation and as per instructions.

Application is allowed as prayed for.

The accompanying reply on behalf of Municipal Council, Tarn Taran is taken on record. Copy is stated to have already been supplied to counsel opposite.

Application disposed of.

Main case

Petitioner who was serving on the post of Junior Assistant under the Department of Local Bodies, State of Punjab retired on 31.10.2019 upon

attaining the age of superannuation.

Instant writ petition was filed raising a grievance that certain admissible retiral benefits in the nature of gratuity, leave encashment, provident fund, medical reimbursement claims etc. have been withheld and that too without any justifiable basis.

Upon notice of motion having been issued, a response by way of affidavit of the Executive Officer, Municipal Council, Tarn Taran has been filed and placed on record. In para 7 of the reply the details of the retiral benefits that have since been released to the petitioner under the heads of provident fund, gratuity and leave encashment have been furnished. The total amount towards the retiral benefits that stands paid to the petitioner as per reply is Rs. 17,53,034/-.

Mr.H.S.Bath, learned counsel for the petitioner does not dispute the same.

Insofar as the outstanding medical reimbursement amount is concerned, claim of the petitioner as per records amounting to Rs. 1,59,009/- stands admitted.

Learned counsel representing the Municipal Council submits that it was on account of adverse financial situation that such amount could not be paid.

Mr.Abhilaksh Gaiind, learned counsel upon instructions from Mr. Kamaljit Singh, Executive Officer, Municipal Council, Tarn Taran, states that the medical reimbursement amount shall be positively released in favour of the petitioner within a period of four weeks from today.

Statement is accepted.

In view of the above no further directions are required to be passed.

Writ petition is disposed of as infructuous.

(TEJINDER SINGH DHINDSA)
JUDGE

09.02. 2021
sunita

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No