

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

(116)

CWP-3076-2022

Date of Decision : August 01, 2022

Usman Khan

.. Petitioner

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Khalid Tauru, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner argues that the petitioner retired from service on attaining the age of superannuation on 30.09.2017 but the retiral benefits have not been released to him till now and that too without any valid justification. Learned counsel for the petitioner submits that as per the settled principle of law settled by the Full Bench of this Court in **A.S. Randhawa Vs. State of Punjab and others, 1997(3) SCT 468**, employee is entitled for the release of the pensionary benefits within a period of two months of the retirement, failing which, employee is entitled for the grant of interest, hence, the respondents are under an obligation to release the pensionary benefits of the petitioner along with interest forthwith.

Learned counsel for the petitioner submits that the petitioner has already raised the said grievance before the respondents by filing a

representation dated 09.01.2022 (Annexure P-4), 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.2 to decide the said representation by passing an appropriate speaking order.

Notice of motion.

Mr. Harish Nain, learned Assistant Advocate General, Haryana, who is present in Court, accepts notice on behalf of the respondents and raises no objection in deciding the representation dated 09.01.2022 (Annexure P-4) 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 him in the representation dated 09.01.2022 (Annexure P-4), the present writ petition is disposed of with a direction to respondent No.2 to decide the representation dated 09.01.2022 (Annexure P-4) within a period of eight weeks from the receipt of copy of this order.

August 01, 2022

harsha

(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No