

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

**CWP No.5553 of 2022
Date of Decision:-21.03.2022**

Labh Singh

...Petitioner

Versus

The Punjab State Power Corporation Limited and others

...Respondents

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

Present:- Mr. Jaideep Verma, Advocate
for the petitioner.

(Proceedings conducted through video conferencing)

HARSIMRAN SINGH SETHI J.(Oral)

The present petition has been filed with a grievance that without giving any details of recovery to be effected from the petitioner, a sum of Rs.1,55,042/- has been deducted from the pensionary benefits of the petitioner, which is not justifiable.

Learned counsel for the petitioner submits that even otherwise for effecting the recovery, there has to be an enquiry conducted so as to pin point the loss upon the petitioner, by passing appropriate speaking order. Learned counsel submits that in the absence of the same, the recovery of the amount, which has been done from the petitioner, is without any justification and the respondents are liable to release the withheld amount of Rs.1,55,042/- to the petitioner.

Learned counsel submits that the grievance, which is being raised in the present writ petition, has also been raised in the legal notice dated 01.02.2022 (Annexure P-4), which is still pending consideration with the respondents authorities and the petitioner will be satisfied in case direction is given to the respondents to decide the legal notice dated 01.02.2022 (Annexure P-4) in a time bound manner as the grievance, which has been raised in the petition, has also been raised in the said legal notice.

Notice of motion.

Mr. Navdeep Chhabra, DAG, Punjab accepts notice on behalf of respondents and raises no objection in deciding the legal notice dated 01.02.2022 (Annexure P-4) in a time bound manner.

Without going into the merits of the case or the claim being made by the petitioner in the present petition or in the legal notice, the respondent No.2 is directed to decide the legal notice dated 01.02.2022 (Annexure P-4) within a period of eight weeks from the date of receipt of certified copy of this order. In case, after the decision, the petitioner is found entitled for any benefits, the same be also extended to him within a period of next four weeks.

March 21, 2022
Vijay Asija

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No