

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(111)

CWP-6274-2022

Date of Decision : March 31, 2022

Harun Khan

.. Petitioner

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Jamshed Ahmed, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner submits that though the petitioner has already retired on attaining the age of superannuation on 31.07.2021 but the pensionary benefits including the GPF has not been released to him and that too without any valid justification. Learned counsel for the petitioner further submits that the reason which is being extended to him for withholding his benefits is that the petitioner has taken a HBA loan against his salary in the year 2013, which is yet to be paid. Learned counsel for the petitioner further submits that the petitioner is ready to pay the said loan and has been writing to the respondents to give him the accounts number where the installments are to be deposited but nothing has been informed to him. Learned counsel for the petitioner further submits that appropriate direction be given to the respondents-Department to release all the pensionary benefits for which the petitioner is entitled for after his retirement.

Notice of motion.

On asking of the Court, Mr. Raman Kumar Sharma, learned Additional Advocate General, Haryana, who is present in the Court, accepts notice on behalf of the respondents.

Learned counsel for the respondents submits that the only representation stated to have been made by the petitioner is to the Accountant General Haryana and not to the concerned Department, which has to look into the grievance of the petitioner. Learned counsel for the respondents further submits that in case, the petitioner is ready to deposit the remaining amount of the loan, the Department will have no objection in releasing the pensionary benefits to the petitioner for which the petitioner is entitled for after his retirement, in case there is no impediment.

Learned counsel for the respondents further submits that in case, the petitioner files any representation claiming the benefits, the same will be decided within a period of eight weeks from the receipt of the same by passing an appropriate speaking order and whatever is found entitled for, will also be released to the petitioner within a period of four weeks thereafter.

Learned counsel for the petitioner submits that keeping in view the abovesaid statement of the learned counsel for the respondents, the petitioner be allowed to withdraw this petition with liberty to approach the respondents raising the grievance by way of filing a representation.

Ordered accordingly.

March 31, 2022

harsha

(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No