

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

111

CWP-7627-2022

Date of Decision :18.04.2022

Dilbag Singh

..Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Vivek K. Thakur, Advocate for the petitioner.

Mr. Navdeep Chhabra, DAG, Punjab.

Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner argues that though, the petitioner has already retired from service on attaining the age of superannuation on 30.04.2021 but, his pensionary benefits are not being released to him by the respondents.

Learned counsel for the petitioner submits that though, it is a matter of fact that the petitioner got convicted in respect of FIR No.13 dated 11.05.2010 but, an appeal against the said conviction is already pending and the sentence of the petitioner has been suspended. Learned counsel for the petitioner further submits that the petitioner was convicted during his service tenure but, no action has been taken by the respondents on the said conviction and now when the petitioner retired from service, his pensionary benefits are not being released on the ground of the said conviction, which action of the respondents is totally arbitrary and illegal.

Learned counsel for the petitioner submits that the petitioner

has already raised the said grievance before the respondents by way of filing a representation in June, 2021 (Annexure P/10), which is still pending consideration with the respondents and the petitioner will be satisfied at this stage, in case a time bound direction be issued to the respondent No.3 to decide the said representation.

Notice of motion.

Mr. Navdeep Chhabra, DAG, Punjab, who is present in Court, accepts notice on behalf of respondent-State and raises no objection in deciding the representation (Annexure P/10) in a time bound manner by passing an appropriate speaking order.

In view of the request made, without expressing any opinion on the merits of the case or the claim being made by the petitioner in representation (Annexure P/10), respondent No.3 is directed to decide the representation (Annexure P/10) by passing a speaking order within a period of eight weeks from the date of receipt of copy of this order.

Present writ petition stands disposed of.

April 18, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

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