

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(130)

CWP-8070-2022
Date of Decision : April 21, 2022

Hari Singh

.. Petitioner

Versus

Punjab State Power Corporation Limited and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Pankaj Sharma, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner argues that though on the date when the petitioner retired from service i.e. 28.02.2021, there was a charge sheet pending against the petitioner issued to him on 31.05.2019 but still, the respondents could not withheld the 100% provisional pension and the petitioner is being paid only 75% of the provisional pension and even the other pensionary benefits have been withheld, which is beyond the jurisdiction of the respondents. Learned counsel for the petitioner submits that the respondents are liable to be directed to release 100 % provisional pension along with arrears and interest.

Learned counsel for the petitioner further submits that the petitioner has raised the said grievance before the respondents by filing representation dated 03.12.2021 (Annexure P-6) which is still pending

consideration with respondent No.3 and the petitioner will be satisfied, at

this stage in case a time bound direction is issued to respondent No. 3 to decide the said representation by passing an appropriate speaking order.

Notice of motion.

On asking of the Court, Mr. Navdeep Chhabra, learned Deputy Advocate General, Punjab, who is present in the Court, accepts notice on behalf of the respondents.

Learned counsel for the respondents raises no objection in deciding the representation dated 03.12.2021 (Annexure P-6) 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 03.12.2021 (Annexure P-6), the present writ petition is disposed of with a direction to respondent No.3 to decide the representation dated 03.12.2021 (Annexure P-6) within a period of eight weeks from the receipt of copy of this order.

In case, it is found that the petitioner is entitled for the monetary benefits after the decision of the representation, the same should also be paid to the petitioner within four weeks thereafter.

April 21, 2022
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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