

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(115)

CWP No. 8617 of 2022

Date of Decision : 27.04.2022

Dharmender

....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Manish Soni, Advocate for the petitioner.

Mr. Raman Kumar Sharma, Addl. Advocate General, Haryana.

Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner argues that in the present case, the grievance of the petitioner is that the service benefits, in respect of the service rendered by his father, are not being extended to him by the respondents and that too without any valid justification. As per the averments made in the petition, the father of the petitioner was to retire on attaining the age of superannuation on 30.04.2021 but, unfortunately, prior to the said date, he died on 09.04.2021 but the benefits such as death-cum-retiral benefits have not been released so far and that too without any valid justification to the legal heirs, as the mother of the petitioner had pre-deceased the father. The prayer of the petitioner is for issuance of a direction to the respondents to release the DCRG and other service benefits along with interest forthwith. Learned counsel for the petitioner submits that the grievance raised in the present petition has already been raised by the petitioner in his representations dated 07.08.2021, 12.08.2021 and 14.01.2022 (Annexures P-1 to P-3) respectively, which are still pending

consideration with the respondents and the petitioner will be satisfied, at this stage, in case a direction is issued to respondent No. 3 to decide the representations dated 07.08.2021, 12.08.2021 and 14.01.2022 (Annexures P-1 to P-3) respectively in a time bound manner by passing an appropriate speaking order.

Notice of motion.

On the asking of the Court, Mr. Raman Kumar Sharma, learned Addl. Advocate General, Haryana, who is present in Court, accepts notice on behalf of respondent-State and raises no objection in deciding the representations dated 07.08.2021, 12.08.2021 and 14.01.2022 (Annexures P-1 to P-3) respectively 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 his representation, respondent No. 3 is directed to decide the representations dated 07.08.2021, 12.08.2021 and 14.01.2022 (Annexures P-1 to P-3) respectively by passing a speaking order within a period of eight weeks from the receipt of copy of this order. In case, after the decision of the claim of the petitioner, it is found that the petitioner is entitled for the monetary benefits, the same should also be paid to the petitioner within a period of four weeks thereafter.

Present writ petition stands disposed of.

April 27, 2022
kanchan

(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? Yes/No

Whether reportable? Yes/No