

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(130)

CWP No. 10225 of 2022

Date of Decision : 13.05.2022

Purnanand

....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Varun Dhawan, Advocate for the petitioner.

Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner argues that in the present case, though the petitioner has retired on attaining the age of superannuation on 30.09.2021 but his retiral benefits have not been released so far as per his entitlement. Learned counsel for the petitioner submits that only a sum of ₹4 lacs have been released to the petitioner, whereas total sum of ₹16,31,554/- is to be paid by the respondents. Learned counsel for the petitioner submits that without any valid justification, the pensionary benefits of the petitioner are being withheld and hence, respondents are liable to be directed to release the pensionary benefits of the petitioner forthwith along with interest.

Learned counsel for the petitioner submits that the petitioner has already raised the said grievance in the legal notice dated 25.04.2022

(Annexure P-3), which is 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 same by passing an appropriate speaking order in a time bound manner.

Notice of motion.

On the asking of the Court, Ms. Anju Arora, learned Additional Advocate General, who is present in Court, accepts notice on behalf of the respondents and raises no objection in deciding the legal notice dated 25.04.2022 (Annexure P-3) in a time bound manner by passing an appropriate speaking order.

In view of the pleadings in the present petition, without expressing any opinion on the merits of the case or the claim being made by the petitioner in the legal notice, respondent No. 3 is directed to decide the legal notice dated 25.04.2022 (Annexure P-3), 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.

May 13, 2022
kanchan

(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? Yes

Whether reportable? No