

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(135)

CWP No. 10251 of 2022

Date of Decision : 13.05.2022

Rajinder Singh

....Petitioner

Versus

Uttar Haryana Bijli Vitran Nigam Limited and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Ashutosh Kaushik, Advocate for the petitioner.

Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner argues that in the present petition, petitioner has retired from service on attaining the age of superannuation on 31.03.2020 but despite expiry of more than two years, his pensionary benefits have not been released even there is no impediment. Learned counsel for the petitioner submits that in the present case, the charge-sheet was issued to the petitioner after the retirement, which could not be made a ground for withholding the pensionary benefits keeping in view the settled principle of law settled by this Court while passing order in CWP No. 26406 of 2015 titled as ***Subha Chand Vs. State of Haryana and another***, decided on 06.11.2019.

Learned counsel for the petitioner submits that petitioner has already raised the said grievance in the representation dated 02.11.2021

(Annexure P-4), which is still pending consideration with the respondents

KANCHAN
2022.05.13 18:37
I attest to the accuracy and
integrity of this document

and 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, Mr. Raman Kumar Sharma, Addl. Advocate General, Haryana, who is present in Court, accepts notice on behalf of the respondent-UHBVNL and raises no objection in deciding the representation dated 02.11.2021 (Annexure P-4) 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 representation, respondent No. 3 is directed to decide the representation dated 02.11.2021 (Annexure P-4), 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

<i>Whether reasoned/speaking?</i>	√ <i>Yes/No</i>
<i>Whether reportable?</i>	√ <i>Yes/No</i>