

**237 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CWP-10948-2020

Date of Decision: 30.03.2022

Ved Parkash

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Peeush Gagneja, Advocate,
for the petitioner.

Mr. Amitoj Singh Dhaliwal, DAG, Punjab.

HARSIMRAN SINGH SETHI J. (ORAL)

The present petition has been filed for release of the pensionary benefits of the petitioner, for which he became entitled for after his retirement, and also certain service benefits, including the Assured Career Progression Scheme benefits, after rendering 16, 24, 32 years of service.

After notice of motion, respondent No.4, i.e. the employer of the petitioner, filed a reply, wherein the following averments have been made in preliminary submission No.3:-

“ - x - x -

3. That the date of joining and date of retirement of the petitioner was 28.02.1979 and 30.09.2019, respectively, after one year extension as per the policy of the Punjab Government. Thus, the total service of the petitioner at the time of retirement comes to 39 years, 07 months and 02 days, after deducting one year extension period. It is submitted that the balance amount of ACP, i.e. Rs.15,26,097/-, at the time of total payable retirement dues has already been made to the

petitioner at the time of retirement. It is respectfully submitted that the benefit of 16, 24, 32 years ACP has already been given to the petitioner and the due amount payable, i.e. Rs.1,37,049/-, has also already been paid to him vide Cheque No.268035 dated 24.07.2020. That the monthly pension and payment of Medical allowance has also been made applicable to the petitioner. At present, no amount is pending towards Municipal Council, Malout to be paid to the petitioner. Hence the petition deserves to be dismissed with cost.

- x - x -"

At this stage, learned counsel for the petitioner submits that though the amount has been released to him but the calculation is not correct, hence the petitioner may kindly be given liberty to approach the respondents by filing a representation to bring to their notice the fault with regard to the calculation of the pensionary benefits and the grant of interest on the delayed payments. Learned counsel for the petitioner further submits that the respondents be directed to decide the said representation in a time bound manner by passing an appropriate speaking order.

Learned State counsel submits that in case any such representation is filed on behalf of the petitioner, the same will be considered and an appropriate speaking order will be passed within a period of eight weeks from the date of receipt of the said representation and in case after the decision, the petitioner is found entitled for any relief, the same will be extended in his favour within a period of next four weeks.

At this stage, learned counsel for the petitioner submits that keeping in view the statements made by learned State counsel, recorded hereinbefore, no further grievance of the petitioner remains at this stage in

the present petition and the same may kindly be disposed of as such with the liberty as prayed for by the petitioner.

Ordered accordingly.

30.03.2022

Apurva

(HARSIMRAN SINGH SETHI)
JUDGE

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No