

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

Sr. No.140

CWP No.12553 of 2022

Date of Decision: 01.06.2022

Bhupinder Singh

.... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Kapish Chawla, Advocate
for the petitioner.

HARSIMRAN SINGH SETHI, J. (ORAL)

Learned counsel for the petitioner argues that in the present case, the petitioner retired from service on 30.04.2021 from Fazilka Cooperative Sugar Mills but his pensionary benefits have not been released by the respondents and even the salary for some period has also not been released to him and that too without any valid justification.

Learned counsel submits that as per the settled principles of law laid down by Hon'ble Full Bench of this Court in the case of **A.S. Randhawa Vs. State of Punjab and others**", 1997(3) SCT 468, the retiral benefits need to be released immediately after the retirement of an employee, in case there is no impediment in the release of pensionary benefits and therefore, appropriate direction be issued to the respondents to release the said benefits to the petitioner forthwith.

Learned counsel for the petitioner further submits that the petitioner has already raised the said grievance before the respondents by serving upon them a legal notice dated 05.05.2022 (Annexure P-2), which is

pending consideration with the respondents and the petitioner will be satisfied at this stage, in case a time bound direction is issued to the respondents to decide the said legal notice by passing an appropriate speaking order.

Notice of motion.

Mr. Navdeep Chhabra, Deputy Advocate General, Punjab, who is present in the Court, accepts notice on behalf of the respondents and raises no objection in deciding the legal notice dated 05.05.2022 (Annexure P-2) 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 legal notice dated 05.05.2022 (Annexure P-2), the present writ petition is disposed of with a direction to respondent No.3 to decide the legal notice dated 05.05.2022 (Annexure P-2) within a period of eight weeks from the receipt of copy of this order by passing an appropriate speaking order.

(HARSIMRAN SINGH SETHI)
JUDGE

01.06.2022
Maninder

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