

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

**Sr. No.125**

**CWP No.12488 of 2022**

**Date of Decision: 01.06.2022**

Iqbal Singh

.... Petitioner

Versus

State of Punjab and others

... Respondents

**CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. P.S.Khurana, Advocate  
for the petitioner.

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**HARSIMRAN SINGH SETHI, J. (ORAL)**

Learned counsel for the petitioner argues that in the present case, the petitioner got premature retirement on 05.01.2022 but the pensionary benefits have not been released to the petitioner despite the fact that the same have already been sanctioned and computed as well.

Learned counsel submits that as per the judgment rendered 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,** all the pensionary benefits of an employee are to be released within a period of two months from the date of superannuation, in case there is no impediment. In the present case, the period of two months after the superannuation of the petitioner has already been lapsed and therefore, appropriate directions be given to the respondents to release all the pensionary 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 17.05.2022 (Annexure P-4), which is

still 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 17.05.2022 (Annexure P-4) 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 it in the legal notice dated 17.05.2022 (Annexure P-4), the present writ petition is disposed of with a direction to respondent No.3 to decide the legal notice dated 17.05.2022 (Annexure P-4) within a period of eight weeks from the receipt of copy of this order by passing an appropriate speaking order and in case, after passing the speaking order, the petitioner is found entitled for any relief, the same will be extended to him within a period of 4 weeks thereafter.

**(HARSIMRAN SINGH SETHI)**  
**JUDGE**

01.06.2022  
Maninder

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