

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(109)

CWP-14110-2022

Date of Decision : July 07, 2022

Mohan Lal @ Mohan Dhiman

.. Petitioner

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Aditya Yadav, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner argues that the petitioner retired from service on 31.01.2020 on attaining the age of superannuation and on that date though there was no departmental proceedings pending against the petitioner but some internal enquiry was being conducted by the respondents due to which, the pensionary benefits of the petitioner were withheld. Learned counsel for the petitioner submits that even the said internal enquiry was finalized in favour of the petitioner and thereafter, the benefits were released to the petitioner due to which the delay has occurred. Learned counsel for the petitioner further submits that as the petitioner's benefits were withheld by the respondents on the basis of certain allegations which the Department could not prove, the petitioner becomes entitled for the grant of interest for the period, the pensionary benefits were withheld by

the respondents.

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 30.05.2022 (Annexure P-11), 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 respondent No.2 to decide the same by passing an appropriate speaking order.

Notice of motion.

Mr. Raman Kumar Sharma, learned Additional Advocate General, Haryana, who is present in the Court, accepts notice on behalf of the respondents.

Learned counsel for the respondents raises no objection in deciding the legal notice of the petitioner 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 30.05.2022 (Annexure P-11), the present writ petition is disposed of with a direction to respondent No.2 to decide the legal notice dated 30.05.2022 (Annexure P-11) within a period of eight weeks from the receipt of copy of this order.

July 07, 2022

harsha

(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No