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

CWP-14236-2022

Date of Decision: 07.07.2022

Baljit Singh

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Amrik Singh, Advocate,
for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner argues that the petitioner got retired from the services of the respondent-Department on 31.03.2012, but still all the pensionary benefits, for which the petitioner became entitled for upon his retirement, have not been released in his favour by the respondent-Department on the ground that the proceedings in respect of FIR No.5, dated 12.07.2011, were pending against the petitioner at the time of his retirement.

Learned counsel for the petitioner submits that though the said proceedings have already attained finality and the cancellation report with regard to FIR No.5, dated 12.07.2011, has already been accepted by the authorities concerned on 13.01.2021, but still all the pensionary benefits are not being released to the petitioner and that too without any valid justification, hence the respondents are liable to be directed to release the said pensionary benefits in favour of the petitioner forthwith.

Learned counsel for the petitioner further submits that the same

grievance has also been raised by the petitioner before the respondents by serving legal notice dated 10.06.2022 (Annexure P-7), which is still pending consideration with the authorities concerned and the petitioner will be satisfied at this stage, in case a time bound direction is given to respondent No.2 to decide the legal notice dated 10.06.2022, by passing an appropriate speaking order.

Notice of motion.

On the asking of the Court, Ms. Anju Sharma Kaushik, DAG, Punjab, accepts notice on behalf of the State and raises no objection, in case prayer made hereinbefore on behalf of the petitioner for deciding the legal notice dated 10.06.2022 (Annexure P-7) in a time bound manner is accepted.

Keeping in view the facts and circumstances of this case and without going into merits of the claim as raised by the petitioner in the present case as well as in the legal notice dated 10.06.2022 (Annexure P-7), this petition is disposed of with a direction to the respondent No.2 to pass an appropriate speaking order on the legal notice dated 10.06.2022 (Annexure P-7), filed by the petitioner, within a period of eight weeks from the date of receipt of the copy of this order.

07.07.2022*Apurva***(HARSIMRAN SINGH SETHI)
JUDGE**

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