

In the High Court of Punjab and Haryana at Chandigarh

207-2

CWP-23781-2015 (O & M)

Date of Decision: August 29, 2022

SUKHDEV SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB AND ORS

....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.A.S.Manaise, Advocate for the petitioner.

Mr. Charanpreet Singh, AAG, Punjab.

Mr. Anupam Singla, Advocate for respondents No.2 and 3.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner has challenged the order dated 21.07.2015 whereby his application for release of his retiral benefits has been declined.

Learned counsel for the petitioner submits that it was alleged that the petitioner had caused loss of 194.78 quintals of wheat worth Rs.3,06,622/-. The matter was inquired into and notice for imposing minor penalty and recovery of the afore-noted amount was issued to the petitioner. He submits that the petitioner had retired as a Storeman on 30.04.2015 but part of the retiral benefits has been released. He submits that the respondents can withhold the aforementioned amount and release other outstanding dues. He is also willing to furnish an undertaking with regard to the other remaining amount as well.

Learned counsel for the respondents submits that disciplinary proceedings have not been finalized and show cause notice for minor penalty and recovery of the aforementioned amount, has been sent to him.

Heard.

The petitioner is stated to have retired as Class III employee in 2015. The retiral benefits have only been partly released to him. He is willing to furnish undertaking for returning the amount if any such penalty is imposed upon him.

Consequently, the petition is disposed of with a direction to the respondents that they may release the outstanding amount towards his retiral benefits after deducting the proposed amount towards recovery as mentioned in the show cause notice.

The petitioner would also furnish an undertaking to the satisfaction of disbursing authority that in the event of the respondents imposing upon him any other penalty having financial liability, the petitioner would pay that amount.

(ANUPINDER SINGH GREWAL)
JUDGE

August 29, 2022
A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No