

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

119

CWP No.18932 of 2022

Date of decision: 26.08.2022

Surjit Singh

....Petitioner

V/s

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS SURI

Present: Mr. Veneet Sharma, Advocate for the petitioner.

Ms. Ambika Bedi, AAG Punjab.

VIKAS SURI, J. (Oral)

Learned counsel *inter alia* submits that petitioner retired on 31.03.2011 on attaining the age of superannuation. During his service period on 18.03.2006, FIR No.3 dated 18.03.2006 under Sections 7, 13(2) of the Prevention of Corruption Act, Police Station Vigilance Bureau, SAS Nagar, Mohali was registered against him. On account of pendency of the said criminal proceedings, after his retirement, he was only released provisional pension and no other service benefits could have been looked into at that stage. Petitioner was acquitted in the said FIR on 08.07.2019 (Annexure P-1). It is further submitted that the said decision has been accepted by the State as no appeal was carried further.

After his acquittal, the petitioner made a representation dated 03.10.2021 (Annexure P-2), giving the entire background and praying for the six benefits enumerated therein. It is submitted that the said representation is still pending consideration with the respondents and as such the petitioner being a retiree, is suffering on account of delay. Learned counsel, on instructions from the petitioner restricts his claim at this stage, to

the representation being considered and decided by passing a speaking order in a time bound manner.

Notice of motion to the limited extent.

Ms. Ambika Bedi, AAG Punjab, accepts notice on behalf of the respondents. Advance copy of the writ petition stands served. Learned counsel for the respondents does not raise any serious objection to the limited prayer for considering and deciding of representation in a time bound manner.

Heard learned counsel for the parties.

Without going into the merits of the case or the claim being made by the petitioner in the present petition or in the representation, respondent No.2 is directed to consider and decide the representation dated 03.10.2021 (Annexure P-2), in accordance with law, by passing a speaking order within a period of three months from the date of receipt of certified copy of this order. In case, after the decision, the petitioner is found entitled for any benefits, the same be also extended to him within a period of two months thereafter, as per law.

The petition stands disposed of accordingly.

(VIKAS SURI)
JUDGE

August 26, 2022

Ajay

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No