

220

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

CWP-27170-2015

Date of Decision: 25.05.2022

Narain Singh

..... Petitioner

Versus

Haryana Agro Industries Corporation Ltd. and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Raman B.Garg, Advocate, and
Ms. Gitanjali, Advocate,
for the petitioner.

Mr. Padamkant Dwivedi, Advocate,
for the respondents.

HARSIMRAN SINGH SETHI J. (ORAL)

In the present petition, grievance of the petitioner is that the retiral benefits, for which he is entitled for, have not been released to him so far by the respondents, only due to the pendency of a charge-sheet dated 09.12.2013, issued against him.

Learned counsel for the petitioner submits that vide order dated 24.05.2022, passed by the Managing Director, Haryana Agro Industries Corporation Limited, the said charge-sheet dated 09.12.2013, has been withdrawn by the respondents and now there is no impediment in releasing the retiral benefits of the petitioner by the respondents.

Learned counsel for the respondents submits that keeping in view the aforesaid latest development, vide which the charge-sheet dated 09.12.2013 has been withdrawn by the respondent-Corporation, an appropriate order on claim of the petitioner for release of the retiral benefits

to him will be passed by the authorities concerned within a period of six weeks from the date of receipt of the copy of this order.

At this stage, learned counsel for the petitioner submits that as the respondents have delayed in releasing the pensionary benefits of the petitioner to him, therefore, he has become entitled for the grant of interest on the said delayed release of retiral benefits to him.

Learned counsel for the respondents submits that even claim of the petitioner for the grant of interest on the said delayed release of retiral benefits to him will be considered by the respondents, while passing an order on his claim for release of his pensionary benefits, keeping in view the settled principle of law laid down by the Full Bench of this Court while passing judgment in “A.S. Randhawa Vs. State of Punjab and others”, 1997(3) SCT 468.

In view the above, the present petition is disposed of with a direction to the respondents to pass an appropriate order on claim of the petitioner for the release of retiral benefits to him within a period of six weeks from the date of receipt of the copy of this order, as undertaken by learned counsel for the respondents. It is made clear that while passing the said order, plea of the petitioner for the grant of interest on the delayed release of retiral benefits to him be also considered by the respondents and appropriate order on the said plea be also passed by the authorities concerned.

25.05.2022

Apurva

(HARSIMRAN SINGH SETHI)

JUDGE

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