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

CWP-26322-2016

Date of Decision: 21.04.2022

Bhajan Singh

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Ms. Neha Dewan, Advocate, for
Mr. Om Prakash Gupta, Advocate,
for the petitioner.

Mr. Raman Kumar Sharma, Additional A.G., Haryana.

HARSIMRAN SINGH SETHI J. (ORAL)

In the present petition, the prayer of the petitioner is that the amount of Rs.100/-, which was being granted to him per month by the respondent-Department, keeping in view the arduous nature of his job, and the amount of Rs.27/-, which he was drawing per month, while in service, on account of his having undergone visectomy operation, both these amounts have not been taken into account while computing his pensionary benefits.

Learned counsel for the petitioner submits that once an amount of Rs.127/- per month was being drawn by the petitioner while performing his duties, the same has to be taken into account by the respondent-Department while computing the pensionary benefits of the petitioner, and therefore, the respondents are under obligation to grant the benefit of Rs.127/- per month to the petitioner in computation of his pensionary

benefits and refix the said pensionary benefits of the petitioner accordingly and release the arrears.

Upon notice of motion, respondents have filed the reply. Learned State counsel submits that while replying to the legal notice, a copy of which has been attached as Annexure P-4 by the petitioner himself, it has been mentioned on behalf of the respondents that Rs.100/- per month has already been taken into account while computing the pensionary benefits of the petitioner. Learned State counsel further submits that with regard to Rs.27/-, which he was drawing per month, while in service, on account of his having undergone visectomy operation, no grievance was ever raised by the petitioner and in case he files any representation with the respondents raising the said grievance, the same will be considered and an appropriate speaking order will be passed by the authorities concerned within a period of eight weeks from the date of receipt of such representation.

At this stage, learned counsel for the petitioner submits that keeping in view the submissions of learned State counsel, as recorded hereinbefore, no further grievance of the petitioner in the present petition survives at this stage, and therefore, the same may kindly be disposed of as having been not pressed any further at this stage with a liberty to the petitioner to approach the respondents by filing a representation raising the aforesaid grievance.

Ordered accordingly.

21.04.2022

Apurva

(HARSIMRAN SINGH SETHI)

JUDGE

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