

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

223

CWP-23838-2017

Date of Decision :23.08.2022

Rajinder Kumar

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Sachin Gupta Ladwa, Advocate for the petitioner.

Mr. R.S. Budhwar, Addl. A.G. Haryana.

Mr. Anil Kumar Sharma, Advocate for respondent No.5.

Mr. H.S. Oberoi, Advocate for respondent No.6.

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Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner submits that though, the petitioner has retired from service on 31.01.2017 but some of his pensionary benefits have not been released by the respondents hence, an appropriate direction be issued to the respondents to release the same.

After notice of motion, respondents have filed reply. Learned State counsel submits that whatever pensionary benefits could have been released to the petitioner without submitting or filling up the required proforma by the petitioner, the same were released to him in the year 2018 but as the petitioner has not submitted the required proforma for certain benefits including pension the same could not be released to him.

The said fact has been disputed by the learned counsel for the petitioner.

Now the question arises whether the petitioner intends to get the pensionary benefits or is adamant not to submit the required pension form so as to get the pensionary benefits.

At this stage, learned counsel for the petitioner submits that the petitioner will submit another pension form required for the release of his withheld pensionary benefits within a period of one month from today and prays that the respondents be directed to process the said requisition for the release of his pensionary benefits as expeditiously as possible.

Learned State counsel submits that after the petitioner completes the required formalities, the pensionary benefits will be released to the petitioner within a period of three months from the date of completion of the formalities by him, in case the petitioner is found entitled for the same.

Learned counsel for the petitioner submits that a liberty be given to the petitioner to approach the respondents by way of filing an appropriate representation in case, after the release of the pensionary benefits, any grievance of the petitioner still survives.

Learned counsel for the respondents submits that in case any representation is filed by the petitioner raising the grievance, the same will be decided by the respondents within a period of 08 weeks from the date of receipt of the said representation.

Learned counsel for the petitioner submits that the present petition may kindly be disposed off having been not pressed any further

with liberty as prayed for.

Ordered accordingly.

August 23, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No