

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

CWP-16806-2011 (O&M)
Date of decision: 15.09.2022

Pyara Singh through LRs**Petitioner(s).**

vs.

State of Haryana and others**Respondents.**

CORAM: - HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: - Mr. Raghav Goyal, Advocate, for the petitioner.

Mr. Sandeep Singh Maan, Addl. AG, Haryana.

Mr. Kuldeep Singh, Advocate,
for respondents No. 2 to 4.

Mr. J.S. Dahiya, Advocate,
for respondent No. 5.

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Harsimran Singh Sethi, J. (oral)

Learned counsel for the petitioner submits that the petitioner retired from the service of respondent Cooperative Society on 31.03.2011 but his pensionary benefits were not released to him till now which is causing prejudice to him.

Learned counsel for the petitioner submits that after the retirement, the petitioner was given a notice on 20.04.2011, a copy of which has been appended as Annexure P-7, by which the respondent-Society demanded a sum of Rs. 1,02,379.40/-, which according to the respondent, the petitioner was liable to pay to the respondents keeping in view the arbitration Award dated 20.05.1985.

Learned counsel for the petitioner further submits that even according to the respondents, as of now, a sum of Rs. 5,20,433/- has been withheld for which the petitioner is entitled for as pensionary benefits.

Learned counsel submits that whether the recovery can be made in respect of the Award dated 20.05.1985, the petitioner intends to approach the authorities under the Cooperative Societies Act and also for a prayer to release his withheld pensionary benefits. Hence, the petitioner be given liberty for the same.

Learned counsel for the respondents raise no objection for the same.

Keeping in view above, as prayed for, the present petition is disposed of having been not pressed any further with liberty to the petitioner to avail appropriate remedy before the authorities under the Cooperative Societies Act so as to settle his dispute regarding the recovery of amount of Rs. 1,02,379.40/-, as being asked by the Department keeping in view the Award dated 20.05.1985.

In case the petitioner approaches the authority, let the said controversy be decided at the earliest as the petitioner is awaiting the benefits for the last more than 11 years.

Disposed of as not pressed with liberty afore-stated.

(HARSIMRAN SINGH SETHI)
JUDGE

15.09.2022
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<i>whether speaking/non speaking</i>	<i>yes/no</i>
<i>whether reportable/non reportable</i>	<i>yes/no</i>