

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(122)

CWP No. 24107 of 2022

Date of Decision : 19.10.2022

Prof. Rajesh Malhotra

....Petitioner

Versus

Guru Jambheshwar University of Science and Technology, Hisar and
others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- None for the petitioner.

Harsimran Singh Sethi, J. (Oral)

The present writ petition has been filed for directing respondent No. 2 to release the pensionary benefits of the petitioner including the gratuity as well as the leave encashment, which has not been released to the petitioner without any valid justification despite the fact that petitioner has attained the age of superannuation on 31.03.2022.

As per the petitioner, the benefits to the retired employees are to be released within a period of two months of the retirement, whereas the same have not been released to the petitioner even after the expiry of six months and that too without there being any impediment. The prayer of the petitioner is for issuance of a direction to the respondent-University to release the pensionary benefits forthwith along with interest.

From the pleadings, it transpires that for the relief, which has been sought in the present writ petition, petitioner has submitted a representation dated 13.04.2022 (Annexure P-5), which is still pending consideration with the respondents.

Interest of justice will be served, at this stage, in case a time bound direction is issued to respondent-University to decide the said representation by passing an appropriate speaking order.

Without expressing any opinion on the merits of the case and entitlement of the petitioner in respect of the claim made in the writ petition/representation, respondent No. 1 is directed to decide the representation dated 13.04.2022 (Annexure P-5) within a period of eight weeks from the date of receipt of a certified copy of this order. In case after the decision, it is found that the petitioner is entitled for any monetary benefit, the same shall also be released to him within a period of next four weeks.

Present writ petition stands disposed of

October 19, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? *Yes*

Whether reportable? *No*