

2023:PHHC:065875

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

CWP-9862-2023 (O&M)
Date of decision: 08.05.2023

Rakesh Jain

....Petitioner

Versus

State of Punjab and others

..Respondents

CORAM: HON'BLE MR JUSTICE ANIL KSHETARPAL

Present:- Mr. P.K.Garg, Advocate for the petitioner

Mr. R.S.Pandher, Sr.DAG, Punjab

ANIL KSHETARPAL, J (Oral)

The petitioner herein has retired on attaining the age of superannuation. He prays for the following substantive reliefs:-

“a. Issue a writ in the nature of certiorari quashing the impugned action of the respondents in not taking any final decision in the charge sheets dated 04.02.2021 and 21.06.2021 (Annexure P-4 and P-5 respectively) despite the fact that personal hearing in the said charge sheets has already been held on 29.09.2022 and 13.07.2022, respectively and on the other hand, retirement benefits of the petitioner, I.e, gratuity, commutation of pension and full salary for the suspension period have been withheld by them thereby causing irreparable losses and undue harassment to the petitioner in settlement of his post retirement life;

b) Issue a writ in the nature of mandamus directing the respondents to take a final decision in the charge sheets in a time bound manner and to release all the due service/retirement benefits alongwith interest @ 18% per annum till its realization.”

Learned State counsel on instructions from Sh.Charanjit Singh, Sr. Assistant, office of DPI (SE), Punjab, Mohali, submits that an appropriate order, in accordance with law shall be passed by the disciplinary authority, within a period of one month, from today.

In view of the aforesaid facts, no further order is required to be passed.

Disposed of.

All the pending miscellaneous applications, if any, are also disposed of.

08.05.2023

rekha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE