

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(128)

CWP-21681-2023

Date of decision: - 03.10.2023

Mohinder Singh

....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Aditya Singh, Advocate,
for Mr. S.K. Malik, Advocate
for the petitioner.

Ms. Rajni Gupta, Additional Advocate General, Haryana.

VIKAS BAHL, J. (ORAL)

1. Present writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ, order or direction in the nature of mandamus for directing the respondents to release the pensionary benefits i.e. DCRG as well as commutation of pension, leave encashment and other benefits along with interest.
2. Learned counsel for the petitioner has submitted that for the grievances of the petitioner, the petitioner has filed a legal notice dated 25.07.2023 (Annexure P-4) and he would be satisfied in case respondent No.5 considers the same in accordance with law, within a specified time frame and in case the pleas raised by the petitioner are found to be meritorious, then, grant him appropriate relief.

3. Learned State counsel has submitted that respondent No.5 would consider the said legal notice dated 25.07.2023 (Annexure P-4) in accordance with law and the same would be done within a period of six weeks from the date of certified copy of this order.

4. Keeping in view the above-said facts and circumstances, the present petition is disposed of with a direction to respondent No.5 to consider the legal notice dated 25.07.2023 (Annexure P-4) submitted by the petitioner within a period of six weeks from the date of receipt of certified copy of this order and in case respondent No.5 is of the view that the pleas raised by the petitioner are meritorious, then, the necessary relief be granted to the petitioner as expeditiously as possible. In case respondent No.5 is of the view that the pleas raised by the petitioner are meritless, then, a speaking order rejecting the claim be passed within the aforesaid period of six weeks.

5. It is made clear that this Court has not opined on the merits of the case and respondent No.5 would consider and decide the matter independently, in accordance with law.

October 03, 2023
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No