

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

117

CWP-3157-2024
Date of decision: 13.02.2024

Sukhdeep Singh Kamboj ...Petitioner

Versus

The State of Punjab and othersRespondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Sameer Sachdeva, Advocate for the petitioner.

Mr. Rajan Dewan, Addl. A.G., Punjab.

NAMIT KUMAR J. (Oral)

1. The petitioner has filed the instant writ petition under Articles 226/227 of the Constitution of India for issuance of directions to the respondents to release all the pending service dues/retiral benefits of the petitioner.
2. Learned counsel for the petitioner submits that the petitioner has retired from service on 30.04.2023, however, his retiral benefits have not been released so far despite the fact that he had made various representations followed by legal notice dated 05.12.2023 (Annexure P-2). He submits that probable reason for not releasing the retiral benefits might be that since the petitioner had served various Municipal Committees i.e. respondents No.3 to 17 during his service tenure, therefore, NOC is required from these Committees and also their shares towards the retiral benefits. He further submits that at this stage, the petitioner would be satisfied if directions are issued to respondent No.3, from where the petitioner has retired on attaining the age of

superannuation, to decide the legal notice dated 05.12.2023 (Annexure P-2) by passing a speaking order within a time bound frame.

3. I have heard learned counsel for the petitioner and have gone through the record of the case.

4. Without expressing any opinion on the merits of the case or the claim being made by the petitioner in the present petition, respondent No.3-Municipal Council Bhadaur is directed to consider and decide the claim made by the petitioner in the legal notice dated 05.12.2023 (Annexure P-2), under the supervision of respondent No.2-Director, Local Government, Punjab, in accordance with law by passing a speaking order within a period of two months from the date of receipt of certified copy of this order. In case, the petitioner is found entitled, necessary benefits be released within a period of one month thereafter.

5. The petition stands disposed of.

13.02.2024
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(NAMIT KUMAR)
JUDGE

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