

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(109)

CWP-3830-2024

Date of Decision : February 20, 2024

Surender Kumar

.. Petitioner

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Devender Arya, Advocate, for the petitioner.

Mr. Harish Nain, Assistant Advocate General, Haryana.

HARSIMRAN SINGH SETHI J. (ORAL)

1. Learned counsel for the petitioner submits that the petitioner retired from service on attaining the age of superannuation on 30.04.2021 but the benefits which the petitioner was entitled for on retirement, have not been released to him, which is causing prejudice.

2. Learned counsel for the petitioner further submits that after the retirement, the petitioner has been issued a show cause notice, a copy of which has been appended with this petition as Annexure P-10 and though the petitioner has already filed a reply to the said show cause notice but no action is being taken on the said show cause notice and the pensionary benefits of the petitioner have been withheld only due to the pendency of the said show cause notice.

3. Learned counsel for the petitioner further submits that the allegation alleged in the show cause notice relate to the year 2016 and 2017, which even otherwise could not have been raised/questioned after the retirement of the petitioner in the year 2024 as only the allegation which relate to a period of four years prior to the issuance of the show cause notice could have been considered.

4. Notice of motion.

5. Mr. Harish Nain, learned Assistant Advocate General, Haryana, who is present in the Court, accepts notice on behalf of the respondent.

6. Learned counsel for the respondents submits that as the petitioner has already filed reply to the show cause notice on 24.01.2024, the said show cause notice will be decided within a period of eight weeks and whatever the petitioner is found entitled for, the same will also be released to the petitioner.

7. Learned counsel for the petitioner submits that keeping in view the statement of learned counsel for the respondents, the present writ petition may kindly be disposed of having been not pressed any further.

8. Ordered accordingly.

February 20, 2024

harsha

(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No