



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

529

CWP-6184-2004 (O&M)
Date of decision: 04.11.2024

Baljit Singh

....Petitioner

Versus

State of Haryana and Others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : None for the petitioner

Mr. Tapan Kumar, DAG Haryana

AMAN CHAUDHARY, J. (ORAL)

1. Prayer made in the present petition is for directing the respondents to release the DCRG.
2. Learned State counsel refers to para Nos.3 and 4 of the preliminary submissions, which read thus:

“That the Accountant General, Haryana Chandigarh sanctioned his G.P.F. amount on 9.5.02 vide letter No. F.D.-5-2002-03-PP/FP/83-84 dt, 9.5.2002 and received in the office of respondent on 15.5.2002. The payment of the aforesaid amount has been made to the petitioner on 27.6.02. The Director, Urban Estates, Haryana, Panchkula sanctioned the amount of leave encashment of the petitioner vide letter No. 2337-40 dt. 26.3.02. The office of respondent prepared the bill of the aforesaid amount on 9.4.02 and sent to the treasury for further action, but the treasury raised some objections. After removal of the objections raised by the treasury, the bill was re-submitted on 26.6.02 and the payment of the same was made to the petitioner on 27.6.02. For the preparation and calculation of the D.C.R.G.. the Head Office puts up the case to Accountant General, Haryana Chandigarh for further action. The Accountant General, Haryana has sanctioned the amount of D.C.R.G. on 7.5.2004 and the copy of the same has been sent to the petitioner on the same day. It is explicitly clear from the above submissions that the petitioner has received all his retiral benefits within a period of 3 months as provided in para No. 4

of Govt. of Haryana, Finance Department office memorandum No.1/2(152)01-2PRII dt. 20.2.2002. The Following payments have been made to the petitioners as all retirement benefits.

(i) G.P.F. total final amount Rs, 95,429/- which was received on 27.06.2002 by the petitioner.

(ii) Leave encashment total amount Rs. 88,020/- which was received on 27.6.2002 by the petitioner.

(iii) G.I.S. total amount Rs. 9,746/- received on 27.6.2002 by the petitioner.

(iv) D.C.R.G. total amount Rs. 1,48,748/- out of which Rs. 29,086/- has been withheld due to non-clearance of outstanding (temporary advance) i.e. 29,086/-. Remaining amount has been sanctioned by the Accountant General, Haryana Chandigarh vide letter No. 113631-33 dated 7.5.2004 which is attached as Annexure R-3. The petitioner has been duly informed about this letter.

(v) Amount of commutation of pension Rs. 1,71,930/- vide Accountant General, Haryana Chandigarh Memo No. 113887-89 dated 11.05.2004.

4. That the petitioner before his retirement was informed vide letter Hemo No. 703-04 dated 16.01.2002 and vide letter memo No. 2450-52 dated 13.03.2002 which are attached as Annexure R-4 & R-5 respectively as to completion of cash book of HUDA Award payment amount, but he did not complete the same despite the reminders to the petitioner. Hence due to personal negligence and dereliction of duties on the part of the petitioner, the NOC could not be issued for the pension benefits. Moreover, there was outstanding amount against the petitioner to the tune of Rs. 29,086/- and the same has been with held by the department and will be released when the petitioner will deposit amount i.e. Rs. 29,086/- to the department.”

3. In view of the above, the present petition is disposed of, reserving the petitioner with a liberty to get it revived, in case need arises.

(AMAN CHAUDHARY)
JUDGE

04.11.2024

M.Kamra

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