



131 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-19797-2024 (O&M)
Date of Decision : 14-08-2024

MALKIAT SINGHPetitioner
VERSUS
STATE OF PUNJAB AND ORSRespondent(s)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Virinder Shukla, Advocate
for the petitioner.

Mr. TPS Chawla, Sr. DAG Punjab.

HARSIMRAN SINGH SETHI, J. (Oral)

In the present petition, the petitioner is claiming retiral benefits after attaining the age of superannuation on 30.04.2024.

Learned counsel for the petitioner submits that there is no impediment in the release of the pensionary benefits the but still the said benefits are not being released and that too without any valid justification though, as per the judgment of the Full Bench of this Court in *A.S. Randhawa Vs. State of Punjab and others, 1997(3) SCT 468*, the pensionary benefits are to be released within a period of two months of the retirement failing which, the employee will also be entitled for the interest.

Learned counsel for the petitioners further submits that the grievance of the petitioner has already been raised in the demand notice dated 03.06.2024, copy of which has been appended as Annexure P-3, the

petitioner would be satisfied at this stage, if direction is issued to the respondents to decide the same in the time bound manner and shall decide the same by passing an appropriate speaking order.

Notice of motion.

Mr. TPS Chawla, Sr. DAG Punjab appears and accepts notice on behalf of the respondent-State.

Learned State counsel submits that in case the demand notice (Annexure P-3) dated 03.06.2024 has been received in the concerned office, an appropriate speaking order on the same would be passed by respondents within a period of 8 weeks of the receipt of copy of this order. Learned State counsel further submits that in case, it is found feasible to accept the claim of the petitioner, the same will be accepted, otherwise due reasons will be mentioned for not accepting the claim of the petitioner in the speaking order to be passed, which will be conveyed to him.

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

Ordered accordingly.

Pending application, if any, also stands disposed off.

14-08-2024
Sapna Goyal

(HARSIMRAN SINGH SETHI)
JUDGE

NOTE: Whether speaking: YES/NO
Whether reportable: YES/NO