



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(116)

CWP No. 20563 of 2024
Date of Decision : 27.08.2024

Pirthi Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Kapil Kakkar, Advocate for the petitioner.
Mr. Swapan Shorey, Deputy Advocate General, Punjab.

Harsimran Singh Sethi J. (Oral)

1. Learned counsel for the petitioner submits that the retiral benefits of the petitioner were withheld on the ground that certain service period of the petitioner was yet to be regularized and were released after a certain delay, hence, the petitioner is also entitled for interest on the delayed release of the retiral benefits, especially when it was under the purview of the respondents to decide the disputed period during the service tenure of the petitioner. Learned counsel for the petitioner further submits that the retiral benefits can only be withheld in case, there is any disciplinary proceedings, which is not the case, hence, respondents are under obligation to grant the petitioner the benefit of interest on the delayed release of the retiral benefits.
2. Learned counsel for the petitioner submits that the petitioner has already raised the said grievance in the representation dated 31.07.2024 (Annexure P-8) but the same is still pending consideration with the



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

3. Notice of motion.

4. On the asking of the Court, Mr. Swapan Shorey, learned Deputy Advocate General, Punjab, who is present in Court, accepts notice on behalf of the respondent-State and submits that in case, the representation dated 31.07.2024 (Annexure P-8) has been received in the office of the concerned authorities and the same is still pending consideration with the authorities concerned, the same will be decided by the competent authority within a period of eight weeks from the date of the receipt of certified copy of this order by passing an appropriate speaking order. Learned 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 and the said order will be duly conveyed to the petitioner.

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

6. Ordered accordingly.

August 27, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No