



CWP-21504-2024

1

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

(114)

CWP-21504-2024

Date of Decision : August 31, 2024

Sarabjit Singh Brar

.. Petitioner

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

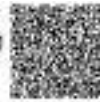
Present: Mr. Savreet Singh Brar, Advocate, for the petitioner.

Mr. Satnam Preet Singh, Deputy Advocate General, Punjab.

HARSIMRAN SINGH SETHI J. (ORAL)

1. In the present writ petition, the grievance of the petitioner is that at the time when the petitioner retired from service on 31.08.2022, a departmental proceeding was pending against the petitioner due to which, his certain pensionary benefits were withheld but now the said departmental proceeding has been decided on 29.03.2023 and the charge-sheet has been dropped but still even after passage of more than one and half year, his pensionary benefits have not been released, which is causing prejudice to the petitioner hence, the respondents be directed to release the pensionary benefits of the petitioner forthwith along with interest keeping in view the judgment of the Full Bench of this Court in *A Full Bench of this Court in A.S. Randhawa Vs. State of Punjab and others, 1997(3) SCT 468.*

2. Learned counsel for the petitioner submits that the grievance raised in the present petition has already been raised by the petitioner in the legal notice dated 11.07.2024 (Annexure P-5) which is still pending

**CWP-21504-2024****2**

consideration with the respondents and the petitioner will be satisfied at this stage in case a time bound direction is issued to the respondents to decide the said legal notice by passing an appropriate speaking order.

3. Notice of motion.

4. Mr. Satnam Preet Singh, learned Deputy Advocate General, Punjab, who is present in the Court, accepts notice on behalf of the respondents.

5. Learned counsel for the respondents submits that in case the legal notice dated 11.07.2024 (Annexure P-5) 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 and in case, after the decision any relief is to be extended to the petitioner, the same will be extended, otherwise due reasons will be mentioned in the speaking order to be passed for not accepting the claim of the petitioner for his information and necessary action.

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

7. Ordered accordingly.

August 31, 2024
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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