



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(126)

CWP No. 21636 of 2024
Date of Decision : 02.09.2024

Sandeep Kumar

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Dr. Naresh Kaushik, Advocate for the petitioner.

Mr. Swapan Shorey, Deputy Advocate General, Punjab.

Mr. Karminder Singh, Advocate and
Mr. Prabhsher Singh Walia, Advocate for respondent No. 3.

Harsimran Singh Sethi J. (Oral)

1. Learned counsel for the petitioner submits that the petitioner has not been released his pensionary benefits though there is no impediment despite the fact that more than one and half year has passed after the retirement of the petitioner, hence, respondents are liable to be directed to release all the pensionary benefits forthwith along with interest. Learned counsel for the petitioner further submits that the leave encashment has also not been fully received by the petitioner.

2. Learned counsel for the petitioner submits that the petitioner has already raised the said grievance in the legal notice dated 01.07.2024 (Annexure P-14) 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 Mr. Karminder Singh, Advocate and Mr. Prabhsher Singh Walia, Advocate appear on behalf of respondent No. 3. Learned counsel for respondent No. 3 submits that the CPF and leave encashment have already been released to the petitioner.

5. Learned counsel for the respondents submits that in case, the legal notice dated 01.07.2024 (Annexure P-14) 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.

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

7. Ordered accordingly.

September 02, 2024
kanchan

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No