



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

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CWP-24457-2022

Date of Decision : 11.12.2024

Rashpal Singh

.....Petitioner

Versus

Punjab State Power Corporation Ltd. and others

....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present : Mr. B.D. Sharma, Advocate for the petitioner.

Mr. Dhruv Walia, Advocate for the respondents.

NAMIT KUMAR, J. (ORAL)

1. The instant petition has been filed by the petitioner under Articles 226/227 of the Constitution of India, seeking a writ of certiorari, quashing the order dated 18.11.2021 (Annexure P-5), whereby the claim of the petitioner for grant of retiral benefits has been rejected. Further seeking a writ of mandamus directing the respondents to release all the retiral benefits of the petitioner along with interest .

2. On issuance of notice of motion, written statement on behalf of the respondents has been filed, wherein it has been stated as under :-

“xx xx xx xx xx

5. *That it is worthwhile to mention here that one of the chargesheet ,which was issued to the petitioner vide no.983 dated 12.06.2014, was decided on 07.02.2020 vide office order no.39, whereby the petitioner was issued a LETTER OF CENSURE. Besides this, chargesheet no.195 dated 28.07.2016, were also initiated against the petitioner, which came to be decided vide order no.571 dated 20.07.2018, whereby the petitioner was imposed a punishment of stoppage of one increment without future*



effect. Petitioner filed an appeal against this order, despite knowing that this may further delay his pensionary benefits. The same was decided vide order no.10 dated 04.02.2021.

6. That pertinently, the requisite formalities qua determination of G.P.F. were completed in time and accordingly, an amount of Rs. 12,10,415/-, towards said benefit, stood released to the petitioner on 11.03.2020. However, the afore-detailed discrepancies/shortages remained unanswered for a considerable period, and only came to addressed much later, albeit partially (shortage of Rs.3,74,258/- still unexplained), and accordingly, No Dues Certificate to process the petitioner's claim was issued on 14.08.2023. Following the afore stated developments, the petitioner's remaining retiral benefits (i.e. Full Pension, Gratuity, Leave Encasement) were released as follows:

Sr. No.	Description	Amount	Date
1.	Full Pension	Rs.41,800/- p.m.	Dec' 2023
2.	Arrears of pension	Rs.8,88,992/-	Dec' 2023
3.	Gratuity	Rs.16,13,898/-	11.01.2024
4.	Leave Encashment	Rs.8,28,140/-	04.04.2024
5.	GPF	Rs.12,10,415/-	11.03.2020

Copy of No Due Certificate dated 14.08.2023 is appended herewith as ANNEXURE R-2.

xx xx xx xx xx”

3. Learned counsel for the petitioner submits that although during the pendency of the present petition, all the retiral dues of the petitioner have been released but with considerable delay for which the petitioner is entitled for interest and as per his instructions, a sum of about Rs.4,00,000/- have been recovered. He seeks liberty to make a detailed representation to the respondents with regard to his pending grievances, including grant of interest on the delayed payment of the retiral dues.



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4. If any such representation is submitted by the petitioner within a period of one month, the same shall be considered and disposed of by the Competent Authority, within a period of three months thereafter. Necessary benefits, if any, found due to the petitioner shall be released expeditiously preferably within a period of four weeks thereafter.

5. Disposed of in the above terms.

11.12.2024
Kothiyal

(NAMIT KUMAR)
JUDGE

Whether Speaking/reasoned
Whether Reportable

Yes/No
Yes/No