



CWP-24712-2024 (O&M) -1-

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CWP-24712-2024 (O&M)
Date of Decision :25.09.2024

Gurmail Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Narinder Pal Sharma, Advocate for the petitioner.

Mr. Charanpreet Singh , AAG, Punjab.

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Harsimran Singh Sethi, J. (Oral)

In the present petition, grievance of the petitioner is that though, the petitioner retired from service on 31.08.2020 but his certain pensionary benefits were not released by the respondents due to the pendency of the disciplinary proceedings against him, which disciplinary proceedings have also attained finality vide order dated 23.02.2024 (Annexure P/2) by which, punishment of 25% cut in pension has been imposed upon the petitioner.

Learned counsel for the petitioner submits that after the said disciplinary proceedings attained finality, there was no other impediment in the release of the leave encashment to the petitioner, which has been withheld by the respondents hence, the respondents are liable to be directed to grant the benefit of leave encashment to the petitioner.



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Learned counsel for the petitioner submits that the petitioner has already raised the said grievance in the legal notice dated 15.04.2024 (Annexure P/4), which is still pending consideration and the petitioner will be satisfied at this stage, in case, the respondents are directed to decide the said legal notice in a time bound manner.

Notice of motion.

Mr. Charanpreet Singh , AAG, Punjab accepts notice on behalf of the respondent-State.

Learned counsel for the respondents submits that in case, legal notice dated 15.04.2024 (Annexure P/4) has been received from the petitioner, the same will be decided in accordance with law and appropriate speaking order will be passed within a period of 08 weeks from the date of receipt of copy of this order and in case, it is found feasible, the relief will be extended to the petitioner otherwise, due reasons for not accepting the claim of the petitioner will be mentioned in the speaking order so passed, which will be conveyed to the petitioner for his information and necessary action.

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

Ordered accordingly.

September 25, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

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