



CWP-25394-2024

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CWP-25394-2024

Date of Decision :01.10.2024

Jagdeep Pal Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Baljeet Singh Sidhu, Advocate
for the petitioner.

Mr. Swapan Shorey, DAG, Punjab

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Harsimran Singh Sethi, J. (Oral)

In the present petition, grievance being raised by the petitioner is that though he has retired from service yesterday only but his pension clearance certificate is not being issued by the respondents only on the basis of some frivolous complaints and his pensionary benefits have been withheld by the respondents, which act on the part of respondents is totally arbitrary and illegal.

Learned counsel for the petitioner submits that up to the date of retirement and even as of now, there are no disciplinary proceedings pending against the petitioner, which will entitle the respondents to withhold his pensionary benefits hence, the respondents are liable to be directed to grant the petitioner the pension clearance certificate so that pension could be released to the petitioner.

Learned counsel for the petitioner further submits that petitioner

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has already raised said grievance in the representation dated 23.07.2024 (Annexure P/5), which is still pending 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 representation.

Notice of motion.

On the asking of the Court, Mr. Swapan Shorey, DAG, Punjab. who is present in Court, accepts notice on behalf of the respondent-State and submits that in case, the representation dated 23.07.2024 (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 04 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 conveyed to the petitioner for his information and necessary action.

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.

Ordered accordingly.

October 01, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

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