

2024:PHHC:066313
**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

114 CWP-9189-2024 (O&M)
Date of decision: 13.05.2024

Hem Raj ..Petitioner

Versus

State of Punjab and others ..Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present: Mr. BD Sharma, Advocate for the petitioner.

AMAN CHAUDHARY, J (Oral)

1. The present petition has been filed for directing the respondents to release the pensionary benefits to the petitioner along with interest @ 18% per annum.
2. Learned counsel would contend that the order dated 12.01.2015 passed pursuant to the judgment of Additional District Judge, Jalandhar, (Annexure P2), has not been given effect. In this regard, a legal notice dated 27.07.2023 (Annexure P9), has been served upon the respondents, which has yet not evoked any response. He thus, at this stage, on instructions, submits that the petitioner is sanguine of it being considered in a positive manner, in case, a direction is given to the respondents to decide the same in a time bound manner by granting him an opportunity of hearing.
3. Notice of motion.
4. At the asking of the Court, Mr. Arun Gupta, DAG, Punjab, accepts notice on behalf of the respondent-State and has no objection to the limited prayer made.

5. In view of the above and without commenting on the merits of the case, this petition is hereby disposed of with a direction to the respondents to decide the legal notice dated 27.07.2023, within a period of 4 months, which this Court has no reason to believe the authorities would not address in a just, fair and reasonable manner. Upon doing so, after notice and hearing offered to him and if found entitled, grant the benefit forthwith. Needless to say, if the orders are adverse to his interest, the same shall contain reasons and the petitioner shall be free to seek legal redress thereupon.

13.05.2024
ashok

(AMAN CHAUDHARY)
JUDGE

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