

CWP-33286-2024

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

(125)

CWP-33286-2024

Date of Decision : December 11, 2024

Dr. Ramesh Kumar

.. Petitioner

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

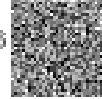
Present: Mr. Narinder Sharma, Advocate, for the petitioner.

Mr. Arun Gupta, Deputy Advocate General, Punjab.

HARSIMRAN SINGH SETHI J. (ORAL)

1. Learned counsel for the petitioner submits that once the petitioner has already given the notice for voluntary retirement and the period of voluntary retirement had already expired without the request being rejected, the petitioner is deemed to be pre-maturely retired for all intents and purposes but the respondents are not releasing the benefits admissible to the petitioner and that too without any valid justification hence, the respondents are liable to be directed to release the pensionary benefits to the petitioner.

2. Learned counsel for the petitioner further submits that the grievance raised in the present petition has already been raised by the petitioner in the representation dated 22.08.2024 (Annexure P-8) which is

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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 by passing an appropriate speaking order.

3. Notice of motion.

4. Mr. Arun Gupta, learned Deputy Advocate General, Punjab, who is present in the Court, accepts notice on behalf of the respondents.

5. Learned counsel for the respondents submits that in case the representation dated 22.08.2024 (Annexure P-8) 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 and in case, after the decision any relief is to be extended to the petitioner, the same will be extended, otherwise due reasons will be mentioned in the speaking order to be passed for not accepting the claim of the petitioner for his information and necessary action.

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

7. Ordered accordingly.

December 11, 2024
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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