



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

**CWP-34744-2024
Date of decision: 19.12.2024**

BALWINDER SINGH

...PETITIONER

VERSUS

STATE OF PUNJAB AND ANR

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

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

NAMIT KUMAR, J. (ORAL)

1. Prayer in this writ petition filed by the petitioner under Articles 226/227 of the Constitution of India, is for issuance of a writ in the nature of mandamus, directing the respondents to release and disburse the retiral benefits to the petitioner along-with 18% interest from the date it was due till the realization of the amount with a further prayer to quash the charge-sheet dated 30.09.2024 (Annexure P-3) issued against the petitioner, after more than four years of his superannuation and proceedings initiated by way of charge-sheet dated 30.09.2024 qua the petitioner be stayed.

2. Learned counsel for the petitioner submits that for claiming the aforesaid relief, the petitioner has submitted a legal notice dated 04.11.2024 (Annexure P-5) and at this stage, the petitioner would be satisfied, if the said legal notice is decided by passing a speaking order within a time bound frame.

3. Notice of motion.

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4. Mr. Surya Kumar, A.A.G, Punjab, accepts notice on behalf of respondent No.1 and Mr. Rakesh Roy, Advocate accepts notice (through video conferencing) on behalf of respondent No.2 and have no objection to the innocuous prayer made by learned counsel for the petitioner.

5. I have heard learned counsel for the parties and have gone through the record of the case.

6. Without going into the merits of the case at this stage, the present petition is disposed of with a direction to respondent No.2 to consider and decide the legal notice dated 04.11.2024 (Annexure P-5), submitted by the petitioner expeditiously, by passing a speaking order, preferably within a period of three months from the date of receipt of certified copy of this order. Necessary benefits, if any, found due to the petitioner shall be released expeditiously preferably within a period of four weeks thereafter.

19.12.2024*renu***(NAMIT KUMAR)
JUDGE**

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