

2025:PHHC:023144



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

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CWP-4414-2025

Date of Decision: 18.02.2025

MAHENDER PAL

... Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

Present: Ms. Sonia G. Singh Samber, Advocate for the petitioner.

VINOD S. BHARDWAJ, J. (ORAL)

Prayer in the present petition is for directing the respondents to release the complete retiral benefits i.e. pension, gratuity, leave encashment, provident fund etc. to the petitioner after counting his past service w.e.f. 01.05.1995 to 22.05.2007.

After arguing at some length, learned counsel for the petitioner submits that with regard to his grievance, the petitioner has got served a legal notice dated 20.05.2024 (Annexure P-10) but the respondents have neither responded to the same nor have they taken any action thereupon.

Notice of motion.

Ms. Tanisha Peshawaria, DAG, Haryana accept notice on behalf of the respondents and pray for some time to complete instructions and file response, if so advised.

Learned counsel for the petitioner, however, contends that he would be satisfied at this stage, in case respondent No.2- The Engineer-in-Chief, Irrigation & W.R. Department, Haryana, Panchkula is directed to consider and decide the legal notice dated 20.05.2024 (Annexure P-10) served by the petitioner, by passing a speaking order in a time bound manner.

Learned State Counsel does not have any objection to the request made by learned counsel for the petitioner.

Accordingly, in view of the above; with the consent of the parties and without commenting anything on the merits of the case, the present petition is disposed of while directing respondent No.2 to consider and decide the legal notice dated 20.05.2024 (Annexure P-10) by passing a reasoned and speaking order after affording an opportunity of hearing to the respective parties within a period of four months of the receipt of certified copy of this order.

Needless to mention that upon considering the said legal notice, if any amount on account of pensionary benefits is found due and payable to the petitioner, the same shall be disbursed in his favour within a further period of two months.

Petition stands disposed of accordingly.

(VINOD S. BHARDWAJ)
JUDGE

FEBRUARY 18, 2025.
Rajender

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