



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

119

CWP-14237-2025
Date of Decision: 19.05.2025

ISAB KHAN

... Petitioner

VERSUS**STATE OF HARYANA AND OTHERS**

... Respondents

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

Present: Mr. Surinder Kumar Daaria, Advocate for the petitioner.

VINOD S. BHARDWAJ, J. (ORAL)

Prayer in the present petition is for directing the respondents to pay the retiral benefits to the petitioner beyond the amount of penalty as determined by the respondents.

Counsel contends that the amount of penalty as assessed by the respondents is Rs.5,11,002/- and he has no objection if the said amount is recovered from his retiral dues. He further submits that all the requisite documents for releasing the retiral dues have already been submitted by him to the respondents, but they have not taken any action till date.

Notice of motion.

Mr. Tapan Kumar, DAG, Haryana accepts notice on behalf of the respondents and submits that the total recovery to be effected from the petitioner is Rs.8,36,002/- and not just Rs.5,11,002/-. He further submits that the differential amount has to be recovered from the leave encashment of the petitioner.

Counsel for the petitioner contends that he is not raising any challenge to the quantum of recovery to be effected from him by the respondents and confines his prayer to the finally admissible retiral dues that are required to be released in his favour after adjusting all kind of recoveries. He contends that according to the respondents they have already forwarded the

case of the petitioner for release of the balance retiral dues, however, no proper action has been taken so far. He, however, submits that the petitioner would be satisfied at this juncture, in case the respondents are directed to take an expeditious decision in respect to the release of balance retiral dues of the petitioner.

Learned State Counsel has no objection to the same.

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-The Principal Chief Conservator of Forest Department, Haryana, Panchkula to treat the present writ petition as a representation and to consider and decide the same by passing a reasoned and speaking order after affording an opportunity of hearing to the respective parties within a period of three months of the receipt of certified copy of this order.

Needless to mention that upon considering the case of the petitioner, if any amount towards retiral dues is found due and payable to the petitioner, the same shall be disbursed in his favour within a further period of one month.

Petition stands disposed of accordingly.

MAY 19, 2025.

Rajender

**(VINOD S. BHARDWAJ)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No