

2025:PHHC:021925



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

COCP-4557-2024 (O&M)
Decided on:-14.02.2025

Pargat Singh

....Petitioner..

vs.

Shri Pawan Kapoor, Managing Director, Punjab Water
Resources Management & Development Corp.Ltd.
SAS Nagar Mohali

.Respondent.

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Man Mohan, Advocate and
 Mr. Pawan Kumar Jangra, Advocate,
 for the petitioner.

 Mr. Aman Sharma, Advocate,
 for the respondent.

HARKESH MANUJA J. (Oral)

1. A perusal of record shows that in the present case, the petitioner being a retiree sought release of his terminal benefits by filing a suit for declaration, which was decreed on 07.12.2015 by the trial Court; later modified partially by this Court vide order dated 24.03.2023 in RSA-1781-2018.

2. It has also been pointed out that in terms of judgment and decree dated 07.12.2015 passed by the trial Court, the respondent-judgment debtor deposited a sum of Rs.34,170/- towards balance gratuity and another sum of Rs.1,21,243/- towards leave encashment on 05.08.2016 with the Executing Court. It has further been pointed out that pending execution, an application was moved for release of the aforesaid amount, however, the necessary

directions have not been issued so far in favour of the petitioner-decree holder.

3. Admittedly, the decision rendered by this Court in RSA-1781-2018 has not been assailed at the hands of respondent, in such circumstances, the Executing Court is requested to pass appropriate orders on the application moved at the instance of petitioner for release of the aforesaid amount deposited by the respondent towards discharge of judgment and decree passed in favour of the petitioner/decree holder.

Further, the Executing Court is also requested to expedite the execution proceedings regarding release of remaining dues payable to the petitioner while considering that the petitioner happens to be a retiree of 2012 and has already attained the age of around 70 years. As such, it is requested that the execution proceedings be concluded within six months from the date of receipt of this order.

4. In view of the above observations, no further orders are required to be passed in the present petition, as such, the same is disposed of.

5. Pending application, if any, also stands disposed of.

14.02.2025
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(HARKESH MANUJA)
JUDGE

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