

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.16972 of 2012

Date of decision:31.08.2012

Gurjant Singh

.....Petitioner

Vs.

State of Punjab & others

...Respondents

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present: Mr. AS Cheema, Advocate for the petitioner.

Tejinder Singh Dhindsa, J. (Oral)

The petitioner, who was holding the post of Lecturer in Physical Education retired on 30.09.2010 upon attaining the age of superannuation. Counsel would refer to order dated 30.10.2010 (Annexure P-1) issued by the Office of District Education Officer (Secondary Education) Mansa, wherein, a total sanctioned amount of gratuity was reflected as 6,42,477/-. Out of such total sanctioned amount, an amount of Rs.64,247/- has been withheld on the basis that no due certificate has not been received. Counsel further submits that there is no enquiry/departmental proceedings pending against the petitioner, either as of date or on the date he has superannuated. Counsel further submits that there is no justification in withholding the aforesaid amount towards gratuity. Even a legal notice dated 09.03.2012 (Annexure P-2) has not evoked any response.

In view of the averments made in the present petition, I deem it appropriate to dispose of the present writ petition with a direction to the respondent/authorities to consider the claim of the petitioner and decide the

legal notice dated 09.03.2012 (Annexure P-2) within a period of eight weeks' from the date of receipt of certified copy of this order.

Petition disposed of.

August 31, 2012
harjeet

(TEJINDER SINGH DHINDSA)
JUDGE