

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

CWP-20559-2010 (O&M)
Date of decision : 11.05.2015

Santra

...Petitioner

Versus

Director General of Police, Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. S.S. Khurana, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana.

JITENDRA CHAUHAN, J. (Oral)

Prayer in the present petition filed under Articles 226 and 227 of the Constitution of India, is for issuance of a direction to the respondent to grant financial assistance to the petitioner.

The petitioner is the widow of Constable Surjeet Singh, who died on 07.09.1999. It is contended that the petitioner, who is an illiterate lady, is residing at Alwar (Rajasthan) after the death of her husband. On account of the abovesaid circumstances, the petitioner could not lay her claim for financial assistance to the extent of Rs.2.50 lacs, admissible to her under the Financial Assistance Scheme of the respondents. The learned counsel clarifies that he only stresses for the release of the financial assistance and does not claim employment

under the ex gratia scheme.

The petitioner is an illiterate lady, whose husband served the respondents with dedication. Her claim has been declined only on account of delay. Considering the totality of facts and circumstances of the case, this Court feels that the authorities ought to have shown magnanimity and leniency in favour of the petitioner while interpreting the policy of ex gratia financial assistance, designed for the welfare of the employees.

Accordingly, the order dated 08.10.2009 (Annexure P-3), is set aside, the respondents are directed to re-examine the case of the petitioner without adverting to the issue of delay and laches within three months from the date of receipt of a certified copy of this order and if the benefit claimed is found admissible to the petitioner, the same be released to her within four months from the date of taking such a decision.

Disposed of.

11.05.2015

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(JITENDRA CHAUHAN)
JUDGE