

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA AT
CHANDIGARH**

MUKESH KUMAR SALUJA
2015.01.28 17:25
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**CWP No.1362 of 2015
Date of decision:28.01.2015**

Smt. Sushil

...Petitioner

Versus

Dakshin Haryana Bijli Vitran Nigam Ltd. and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

1. To be referred to the Reporters or not ?
2. Whether the judgment should be reported in the Digest ?

Present: Mr.K.L.Dhingra, Advocate for the petitioner.

RAMESHWAR SINGH MALIK, J. (Oral)

Feeling aggrieved against the alleged inaction on the part of respondent authorities, petitioner has approached this Court by way of instant writ petition under Articles 226/227 of the Constitution of India, seeking a writ in the nature of certiorari/mandamus.

Learned counsel for the petitioner, at the very outset, fairly states that he does not intend to press this writ petition for the writ in the nature of certiorari, for the time being. He further submits that even as per the order dated 15.9.2004 (Annexure P-8), petitioner was held entitled for payment of ex-gratia amount, as admissible under the rules, but the said financial benefit was not released in favour of the petitioner. He further submits that the family pension, which was being received by the petitioner for many years, has also been abruptly stopped by the respondent authorities, without disclosing any reason. He next contended that though the representation dated 4.10.2014 (Annexure P-12) was submitted by the petitioner but the same is not comprehensive in nature and the petitioner may be given an opportunity to supplement the same within a period of four

weeks from today, directing the competent authority, i.e. respondent No.1, to consider and decide the grievance of the petitioner, within a reasonable time.

Having heard the learned counsel for the petitioner and without expressing any opinion on the merits of the case, including the issue of limitation, if any, lest it should prejudice the rights of either of the parties, Managing Director, Dakshin Haryana Bijli Vitran Nigam Ltd., Hisar, respondent No.1, is directed that if the petitioner approaches him by moving a comprehensive representation within a period of four weeks from today on the issue of stoppage of family pension of the petitioner as well as for release of ex-gratia financial assistance to the tune of Rs.2.5 lacs, he shall consider and decide the same at an early date, by passing an appropriate order thereon, strictly in accordance with law, but in any case within a period of two months from the date of receipt of representation from the petitioner.

With the above-said observations made and directions issued, the present writ petition stands disposed of.

28.01.2015
mks

(RAMESHWAR SINGH MALIK)
JUDGE