

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Civil Writ Petition No.20634 of 2015

Date of decision: 28.9.2015

Surjeet Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: MR.JUSTICE G.S.SANDHAWALIA

Present: Mr. Inderjeet Sharma, Advocate for the petitioner

G.S.SANDHAWALIA, J. (Oral)

The present writ petition has been filed for directing respondents No.1 and 2 to pay the retiral benefits of the deceased father of the petitioner proportionately between the petitioner and respondent no.4 and to consider the case of the petitioner for compassionate appointment.

It is not disputed that the father of the petitioner died on 1.12.2012 while working as Peon in the office of respondent no.3. Thereafter, the petitioner's mother died on 31.7.2013. It is also not disputed that the deceased employee was married with one Baljeet Kaur, who is his legally wedded wife and therefore, she would be entitled for the right of pension since the petitioner is also a major. He is thus staking his claim only to the retiral dues to the extent of his share and the request for compassionate appointment.

Counsel for the petitioner submits that he would be satisfied if a direction is issued to respondent no.2 to decide the representation dated 21.4.2015 (Annexure P/7) within some time frame.

Keeping in view the limited relief sought by the petitioner, the present petition is disposed off without calling the respondents to file their reply.

Accordingly, without going into merits of the case and keeping in view the fact that the representation has been filed on 21.4.2015 (Annexure P/7) which is still pending, the present writ petition is disposed of with a direction to respondent no.2 to take into consideration the said representation and pass an appropriate order in accordance with law

within a period of three months from the date of receipt of a certified copy of this order. It is made clear that the said respondent will keep into consideration the interest of respondent no.4 and nothing said herein shall prejudice the said respondent who has to take decision in accordance with law. Needless to say, in case any adverse order is to be passed then a reasoned order be passed by the said respondent

The present writ petition is disposed off with the aforesaid directions.

September 28, 2015
Pka

(G.S.SANDHAWALIA)
Judge