

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

CWP No.18017 of 2011

Date of Decision:24.10.2016

Pramila Devi and others

... Petitioners

Vs.

Union of India and others

... Respondents

CORAM : HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present : Mr. Saurabh Bhardwaj, Advocate for the petitioners.

Mr. Amit Sheoran, Advocate for respondents No.1 to 3.

Mr. Anil Mehta, A.A.G. Haryana.

P.B. BAJANTHRI J.

The petitioners are legal heirs of Shri Ramesh Kumar constable/Begular 45th Battalion CRPF Personal. He belongs to State of Haryana. He died on 8.10.2002 in operation area by terrorist attack during the election process/duty.

Learned counsel for the petitioner submitted that the petitioners are entitled to ex-gratia amount of Rs.10,00,000/-. During the pendency of the present petition, State of Haryana granted ex-gratia amount of Rs.2,50,000/- on 2.5.2013 . Vide Annexure R-3 while granting ex-gratia amount of Rs.2,50,000/-, the State of Haryana have not assigned any reason as to why the petitioners are not entitled for a sum of Rs.10,00,000/- as per the scheme of the Government dated 30.9.1999 read with scheme dated 4.1.2006 which has been given effect from 15.1.2001. In other words, the petitioners' balance claim is to the extent of Rs.7.50,000/-.

Since speaking order has not been passed by the State of

Harayna while granting ex-gratia amount of Rs.2,50,000/-, therefore, the

State of Haryana-respondent is directed to re-examine the scheme of the Government dated 30.9.1999 or scheme dated 4.1.2006 which has been given effect from 15.1.2001. Such a decision shall be taken by the respondents-State of Harayna within a period of three months from today and communicate such decision to the petitioner at the earliest.

Accordingly, petition stands disposed of.

24.10.2016
rajeev

(P.B. Bajanthri)
Judge

Whether speaking/reasoned **Yes/No**

Whether reportable **Yes/No**