

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

Civil Writ Petition No.10554 of 2016

Date of decision: 25.5.2016

Krishana Devi

...Petitioner

Versus

Punjab State Transmission Corporation Ltd. and others **...Respondents**

CORAM: HON'BLE MR.JUSTICE G.S.SANDHAWALIA

Present: Mr. S.K.Rattan, Advocate for the petitioner.

G.S.SANDHAWALIA, J. (Oral)

The petitioner seeks direction for grant of extra ordinary family pension and other retiral dues of her husband who died in service while performing official duties on 13.8.2014 (Annexure P/3). Interest at the rate of 12% is also sought for on account of delayed payment.

It is case of the petitioner that her husband Sh. Sewa Dass, who was serving as Assistant Lineman had died while performing official duties. Reference is made to the Daily Diary Report dated 13.8.2014 (Annexure P/3). The Deputy Commissioner, Hoshiarpur also issued the surviving family members certificate dated 9.3.2015 (Annexure P/4) but in spite of that retiral dues and extra ordinary family pension are not being paid. It is pointed out that legal notice dated 22.4.2016 (Annexure P/5) has been served upon the respondents but of no avail.

Counsel for the petitioner submits that he would be satisfied if a direction is issued to the respondents to decide the legal notice dated 22.4.2016 (Annexure P/5) within some fixed time frame.

Keeping in view the limited relief sought by the petitioner, this Court is of the opinion that there is no requirement of calling for any reply

on behalf of the respondents.

Accordingly, the present writ petition is disposed of with a direction to respondent no.4/competent authority to decide the said legal notice dated 22.4.2016 (Annexure P/5) and ensure disbursal of retiral dues and extra ordinary family pension, if there is no legal impediment within a period of two months from the date of receipt of certified copy of this order. The said respondent/competent authority shall also take into consideration the right of the petitioner with regard to grant of interest on delayed payment in of view the Full Bench decision in **A.S. Randhawa Vs. State of Punjab** 1998 (1) S.C.T. 343 and pass a speaking order regarding this aspect. In case any adverse order is to be passed then a reasoned order be passed by the said respondent and be conveyed to the petitioner.

May 25, 2016
Pka

(G.S.SANDHAWALIA)
Judge