

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

**C.O.C.P. No.1550 of 2016 (O&M)
Date of Decision: 11.01.2017**

Kala Devi

..... Petitioner

Versus

Sh. Vijay Vardhan, IAS and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Anil Rathee, Advocate for the petitioner.

Mr. Indresh Goel, Additional Advocate General, Haryana.

JASWANT SINGH, J. (Oral)

The petitioner is a widow and was granted the benefit of grant of family pension as a special case on extreme sympathetic grounds by an order dated 04.08.2015 (**Annexure P-1**) passed by learned Division Bench of this Court.

The stand of the respondents is that the admissible amount of family pension along with arrears due w.e.f. 27.03.1981 have been assessed and paid. It is further submitted that the due family pension every month is being paid in time.

In response, learned Counsel for the petitioner raises a dispute regarding the incorrect fixation of the rate of family pension fixed w.e.f. 01.01.2006. He thus concedes that the present contempt petition has become infructuous due to substantial compliance of the order, however, reserves the right to make a grievance regarding the incorrect fixation of the rate of family pension.

In view of the above, the present contempt petition stands dismissed as infructuous, however, the petitioner is at liberty to make a

representation qua her incorrect fixation of family pension, which would be decided by passing a speaking order by the Authority concerned within six months of making of such representation.

Since the contempt petition has been disposed of as infructuous, the pending applications, if any, shall also stand disposed of.

January 11, 2017

Gagan

(JASWANT SINGH)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>