

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

CWP No.19361 of 2010 (O&M)

Date of Decision : 22nd February, 2017

Smt. Krishna Devi and another

..... Petitioners

Versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Ms. Sharmila Sharma, Advocate
for the petitioners.

Ms. Shruti Jain, Goyal, AAG, Haryana
for the respondent(s)-State.

AJAY TEWARI, J. (Oral)

By this petition, the petitioner had originally sought compassionate appointment on account of the fact that the husband of petitioner No.1 had died on 10.08.2005.

Today, learned counsel for the petitioners, in view of the decision of Supreme Court in *Union of India and others vs. Sima Banerjee, passed in Civil Appeal No.251 of 2017, decided on 10.01.2017*, has fairly stated that the petitioners would be satisfied if as per para No.3 of the written statement 12 years salary is given to them.

Learned State counsel has no objection to this course of action.

The only request of the learned counsel for the petitioner is that since after the death of her husband almost 11½ years have elapsed consequently the arrears be paid to the petitioners within any reasonable time.

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The learned State counsel has also fairly accepted this.

In these circumstances, the instant petition is disposed of with direction to the respondents to pay 12 years salary and the arrears upto February, 2017 on or before 30.04.2017 and the remaining amount be paid on time as prayed by the learned counsel for the petitioners. However, it is made clear that if the entire amount of arrears is not paid by 30.04.2017, the petitioners would be entitled to claim the same with interest @ 12% per annum with effect from the date/s the amount/s fell due.

22nd February, 2017

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**(AJAY TEWARI)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No