

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

CWP-20642 of 2015

Date of Decision: 16.02.2017

RATTAN JEET KAUR

.....Petitioner

VS.

STATE OF HARYANA AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH.

Present: Mr. S.K. Bishnoi, Advocate,
for Mr. Narender Pal Bhardwaj, Advocate,
for the petitioner.

Mr. Naveen Sheoran, DAG, Haryana

Mr. R.S. Longia, Advocate,
for respondent Nos. 2 to 8.

KULDIP SINGH, J (ORAL)

The petitioner has preferred this writ petition under Article 226/227 of the Constitution of India for issuance of writ in the nature of mandamus for directing the official respondents to count the work charge service of her deceased-husband w.e.f 07.07.1970 to 05.03.1982 towards family pension and the arrears of the family pension.

It comes out that the said employee i.e. Kewal Krishan (husband of the petitioner) had died on 02.01.2004.

Learned counsel for the respondents has placed on file copy of the order No. 95 dated 22.04.2016 vide which the work charge service of the husband of the petitioner w.e.f. 07.07.1970 to 04.03.1982 is ordered to be counted towards pensionary benefits subject to deposit of share of employer's contribution of EPF alongwith its interest amounting to ₹33,514/-.

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In the circumstances, the present petition stands allowed. The respondents are ordered to adjust the said amount of ₹33,514/- from the retiral benefits due to the petitioner and thereafter, work out the retiral benefits and family pension and release the same alongwith interest as per Government instructions within three months from the date of receipt of certified copy of this order.

February 16, 2017
Suresh Kumar

(KULDIP SINGH)
JUDGE

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