

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

Sr. No.122

**Civil Writ Petition No.24615 of 2017
DECIDED ON: October 31, 2017**

SNEHLATA

..PETITIONER

VERSUS

STATE OF HARYANA AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Rajesh K. Kataria, Advocate, for the petitioner.

JASPAL SINGH, J. (ORAL)

By virtue of the instant civil writ petition, preferred under Articles 226/227 of the Constitution of India, petitioner has sought the issuance of a writ in the nature of mandamus directing the respondent authority to grant the family pension after giving the benefit of past service of the husband of the petitioner rendered in the Haryana State Minor Irrigation Tubewells Corporation (for short Tubewells Corporation) for the period from October 20, 1978 to July 30, 2002 after calculating the same towards pay/pension/retiral/family pension benefits along with interest @ 18% per annum.

2. The contention of learned counsel for the petitioner is that husband of the petitioner served the Tubewells Corporation from October 20, 1978 to July 30, 2002 as Junior Engineer (Civil). Subsequently, he joined the services in Public Works Department (Building and Roads), Haryana as a Junior Engineer and served their at different stations. Husband of the petitioner stood retired on July 31, 2013. During his lifetime, he moved representation dated February 25, 2011 (P-8) calling

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upon the respondents to consider his previous service rendered by him with the Tubewells Corporation for the period referred to above as Junior Engineer towards his retiral benefits but no action was taken. Unfortunately, husband of the petitioner was taken away by the nature on May 16, 2015 as is evident from Death Certificate (P-14). Subsequently, petitioner also served another representation dated August 08, 2017 (P-19) claiming the aforesaid relief but till date no conscious decision has been taken by the respondents.

3. Learned counsel for the petitioner further submits that she feels satisfied in case a direction is issued to respondent No.2 to decide her representation dated August 08, 2017 (P-19) in a stipulated period.

4. Instant petition is disposed of with a direction to respondent No.2-Engineer-in-Chief, PWD(B&R) Haryana, Plot No.1, Sector 33-A, Nirman Sadan, Dakshin Marg, Chandigarh to look into the grievances unfolded by the petitioner in her representation dated August 08, 2017 (P-19) and take a conscious decision by passing a speaking order as per Rules and Regulations as well as in the light of various judgments referred to in the aforesaid legal notice within a period of four months from the date of receipt of a certified copy of this order.

5. However, if petitioner still feels aggrieved by any of the orders passed by the aforesaid authority, she shall be at liberty to approach this Court.

October 31, 2017

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes
Yes/No**