

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.2932 of 2017
DECIDED ON: July 18, 2017

VANITA

.....PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Neeraj Sharma, Advocate,
for the petitioner.

Ms. Sudeepti Sharma, Additional Advocate General, Punjab.

JASPAL SINGH, J (ORAL)

By virtue of instant writ petition preferred under Article 226/227 of the Constitution of India, the petitioner has sought issuance of a writ in the nature of certiorari for quashing letter dated 23.11.2015 (Annexure P-6) issued by respondent No.3 whereby the pension case submitted by respondent No.2 of Sh. Rajinder Kumar-deceased, husband of the petitioner has been declined for the pensionary benefits as well as family pension on the ground that deceased employee was regularized on or after 01.01.2004 in view of law laid by Division Bench in CWP No. 2371 of 2010, captioned as ***“Harbans Lal v. State of Punjab and others”***, vide judgment dated 31.08.2010 (Annexure P-7) and comes under the New Pension Scheme as well as directing the respondents to

release pensionary benefits of her husband such as gratuity, leave encashment, GPF etc. along with interest @ 18% per annum, under the Old GPF Pension Scheme.

2. At the very outset of the arguments, it has been submitted by learned State counsel, on instructions from Er. Jai Bhagwan Bansal, DDO-cum-Assistant Electrical Inspector that all the pensionary benefits have already been released to the petitioner and letter dated 23.11.2015 (Annexure P-6) stands quashed.

3. In view of the fact that pensionary benefits have already been released in favour of the petitioner, the instant petition has rendered infructuous and the same is disposed of as such. However, if the petitioner still feels aggrieved with regard to the release/disbursement of the retiral benefits or interest thereon, she may approach the concerned authorities by way of representation.

July 18, 2017
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned ***Yes***

Whether reportable ***Yes/No***