

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

**CWP No.10526 of 2016
DATE OF DECISION:06.12.2018**

Prito Devi

... Petitioner

Versus

Punjab State Power Corp. Ltd. and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Vivek S. Dadwal, Advocate for the petitioners.

Mr. Rahul Sharma, Advocate for respondents No.1 to 4.

Mr. Sandeep Vermani, Additional Advocate General,
Punjab.

HARSIMRAN SINGH SETHI, J. (ORAL)

In the present case, the petitioner approached this Court for quashing of the letter dated 11.05.2016 (Annexure P-5) by which the case of the petitioner for grant of dual family pension was rejected on the ground that the Punjab State Power Corporation Limited has not adopted the policy of Government of India as notified vide letter No.01(05) 2010 D/Pen Pol. Dated 17.01.2013.

Notice of motion was issued on 25.05.2016.

A short reply has been filed on behalf of the respondents by way of an affidavit of Parvinder Singh Khamba, Additional Superintending Engineer, P.S.P.C.L. Alongwith the said short reply, the respondents have attached circular issued by the respondents

being circular No.13/2016 dated 15.09.2016 by which the State

Punjab Power Corporation Limited have decided to adopt the said notification. It is submitted in this affidavit that the Government of Punjab, Department of Defence Services Welfare, adopted the policy of Union of India vide letter dated 18.06.2016.

As per the affidavit, after the policy was adopted by the Government of Punjab, the Punjab State Power Corporation Limited also adopted the same vide letter dated 15.09.2016, meaning thereby, accepting the claim of the petitioner as raised in the present writ petition.

Counsel for the petitioner states that even though the petitioner is eligible for the relief but still the same has not been acceded by the respondents.

The respondents are directed to consider the case of the petitioner for the grant of dual family pension in view of the adoption letter of the Ministry of Defence, Government of India dated 17.01.2013 within a period of three months from the date of receipt of a certified copy of this order. The respondents shall also calculate the monetary benefit for which the petitioner is entitled for having regard to the implementation of the said letter. The same should be calculated within the period of three months thereafter.

The writ petition stands disposed of.

December 06, 2018

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**(HARSIMRAN SINGH SETHI)
JUDGE**