

**CWP No. 10098 of 2018
DECIDED ON: APRIL 25, 2018**

KAUSHILYA SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB AND ORS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Gagneshwar Walia, Advocate
for the petitioner.

JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Articles 226 of the Constitution of India, petitioner has sought a writ in the nature of mandamus directing the respondents to release her all the pensionary/service benefits accrued to the husband of the petitioner including family pension etc. as her husband died in harness on 28.05.2005 WITH FURTHER PRAYER for issuance of a direction to count the entire daily wage service rendered by her husband w.e.f. 16.04.1982 to 16.11.1992 and work charge service w.e.f. 17.11.1992 to 29.12.1995 rendered by her husband prior to his regularization as qualifying service for the purposes of pensionary/retiral benefits.

2. The contention of learned counsel for the petitioner is that despite the fact that a period of more than two months has been elapsed but till date neither any reply to the legal notice dated 29.01.2018 (P-7) has been received nor any

conscious decision has been taken by the authorities concerned. He further submits that he feels satisfied in case a direction is issued to respondents to consider and decide the afore-said legal notice (P-7) within a time bound manner.

3. Without expressing any opinion on the merits of the case, instant petition is disposed of with a direction to respondents to look into the grievances unfolded by the petitioner in the legal notice dated 29.01.2018 (P-7) and to take a conscious decision by passing a speaking order considering all the facts narrated in the aforesaid legal notice within a period of three months from the date of receipt of a certified copy of this order.

4. However, if petitioner still feels aggrieved by any of the orders passed by the aforesaid authority, he shall be at liberty to have recourse to other remedies available to him under law including to approach this Court.

APRIL 25, 2018
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(JASPAL SINGH)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>