

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.11381 OF 2018
DECIDED ON: MAY 07, 2018

RAM SINGH AND ANOTHER

.....PETITIONERS

VERSUS

STATE OF PUNJAB AND ANR.

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Madhav Pokhrel, Advocate,
for the petitioners.

JASPAL SINGH, J.

By virtue of instant petition preferred under Article 226 of the Constitution of India, petitioner has sought issuance of a writ in the nature of mandamus directing the respondent-department to grant family pension to the petitioners by relating back the appointment of their son i.e. late Sh. Major Singh in the year 2002 when his name was recommended by the Punjab Subordinate Services Selection Board for appointment as Multipurpose Health Worker on regular basis as he was appointed on 03.12.2007 as Multipurpose Health Worker (Male) in pursuance to the recommendation made by the Subordinate Services Selection Board, Punjab in the month of February 2002 for regular appointment and he died on 1.02.2017 while in service.

2. At the very outset of the arguments, learned counsel for the petitioners submits that though legal notice dated 25.07.2016 (P-12) was duly

served upon the respondents but till date neither any response has been received nor any decision has been taken thereon. He further submits that petitioners feel satisfied in case direction is issued to respondents to consider and decide the afore-said legal notice (P-12), within a stipulated period.

3. Accordingly, instant petition is disposed of with a direction to respondent No.2-Director, Health Services and Family Welfare, Punjab, Parivar Kalyan Bhawan, Chandigarh to consider the case unfolded by petitioners in legal notice dated 25.07.2016 (P-12) and to take conscious decision in the light of judgments already referred to in the aforesaid legal notice, within a period of four months from the date of receipt of certified copy of this order.

4. However, if petitioners still feels aggrieved by any order of the aforesaid authority, they shall be at liberty to have recourse to the other remedies available under law as well as to approach this Court.

MAY 07, 2018
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned ***Yes***
Whether reportable ***Yes/No***