

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

Sr. No.130

**Civil Writ Petition No.11748 of 2018**  
**DECIDED ON: May 10, 2018**

**BALDEV KAUR**

**..PETITIONER**

**VERSUS**

**STATE OF PUNJAB AND OTHERS**

**...RESPONDENTS**

**CORAM: HON'BLE MR. JUSTICE JASPAL SINGH**

Present: Mr. Arihant Goyal, Advocate,  
for the petitioner.

\*\*\*\*\*

**JASPAL SINGH, J. (ORAL)**

Through the instant civil writ petition, preferred under Article 226/227 of the Constitution of India, petitioner has sought an issuance of a writ especially in the nature of Mandamus directing the respondents to count the daily wage service of the husband of the petitioner rendered before regularization as qualifying service for the purpose of pensionary/retiral benefits and with further prayer that the husband of the petitioner be treated as entitled to pensionary benefits as per the Old General Provident Fund Scheme, which was applicable to the employees recruited in Punjab Government service prior to 01.01.2004 AND FURTHER to grant family pension and other admissible benefits after the death of her husband along with arrears of pension and family pension with

**Civil Writ Petition No.11748 of 2018**

interest on the arrears.

2. At the very outset, learned counsel for the petitioner contends that though legal notice dated 30.08.2017 (P-8) was moved to the respondents but till date no response has been received. He further submits that petitioner feels satisfied in case a direction is issued to respondents particularly respondent No.2 to decide the aforesaid legal notice (P-8), within some stipulated period.

3. Without expressing any opinion on the merits of the case, instant petition is disposed of with a direction to respondents particularly respondent No.2 – Director General of Police, Punjab, Head Quarter, Sector 9, Chandigarh to consider the grievances unfolded by the petitioner in the legal notice dated 30.08.2017 (P-8) and to take a conscious decision by passing a speaking order in accordance with law, rules and regulations, within a period of three months from the date of receipt of a certified copy of this order. In case, petitioner still feels aggrieved by any of the orders passed by the aforesaid authority, she shall be at liberty to have recourse to the other remedies available under law as well as to approach this Court.

**May 10, 2018**

*Ankur*

**(JASPAL SINGH)  
JUDGE**

**Whether speaking/reasoned  
Whether reportable**

**Yes  
Yes/No**