

CWP No. 1197 of 2018

DECIDED ON: JANUARY 22, 2018

KAMAL AND ANOTHER

.....PETITIONERS

VERSUS

UNION OF INDIA AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Rajeev Anand, Advocate
for the petitioners.

JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Articles 226/227 of the Constitution of India, petitioners has sought a writ in the nature of mandamus directing the respondents to act upon the representation dated September 30, 2017 (P-15) and to grant them the pensionary benefits to which they are legally entitled on the demise of their son, who sacrificed his life for the nation and exercise power to relax the provisions of Rule 10 of the CCS (EOP) Rules, 1939 with further direction to grant them Extraordinary Pension under the provisions of Central Civil Services (Extraordinary Pension) Rules along-with all consequential benefits.

2. At the very outset, learned counsel for the petitioner has submitted that he feels satisfied in case a direction is issued to respondent No. 2 to decide the representation dated September 30, 2017 (P-15) made by the petitioners in a time bound manner.

3. Accordingly, instant petition is disposed of with a direction to respondent No.2 to look into the grievances put forth by the petitioners in their representation (P-15) and to take a conscious decision with regard to the proposal for obtaining relaxation in Rule-10 of CCS (EOP) Rules 1939 by invoking the power conferred under Rule-04 of CCS (EOP) Rules for the grant of 50% Liberalized pension to the parents i.e. petitioners within a period of four months from the date of receipt of certified copy of this order.

4. However, In case the petitioners still feel aggrieved by any order, passed by the afore-said authority, they shall be at liberty to approach this Court.

JANUARY 22, 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>