

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

Sr. No.128

Civil Writ Petition No.13689 of 2018
DECIDED ON: May 28, 2018

POONAM DEVI

..PETITIONER

VERSUS

**UTTAR HARYANA BIJLI VITRAN NIGAM LIMITED (UHBVNL)
AND OTHERS**

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Suneel Ranga, Advocate,
for the petitioner.

JASPAL SINGH, J. (ORAL)

Through the instant petition, preferred under Articles 226/227 of the Constitution of India, petitioner has sought issuance of a writ in the nature of mandamus directing the respondents to release the Service Dues of Sewa Ram (deceased), husband of the petitioner i.e. Gratuity, Leave Encashment, Provident Fund, GIS etc. and all other benefits admissible to the dependents of a deceased employee i.e. Seva Ram SSA along with interest on delayed payment WITH FURTHER directing the respondents to grant ACP Scale as husband of the petitioner was entitled during his service tenure to the same and re-fixation of pay (monthly financial assistance) after enhancing the same by granting the benefit of ACP Scale along with consequential benefits of increments, revision of pay scale as admissible as

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per law AND to release salary of about six months pertaining the period, husband of the petitioner remained posted at Bhupania, Sub-Division prior to his death in the year 2016-2017.

2. Learned counsel for the petitioner submits that though a legal notice dated 11.12.2017 (P-5) was made to the respondents but till date no conscious decision has been taken by the concerned authorities. He further submits that petitioner feels satisfied in case a direction is issued to respondents to decide the aforesaid legal notice (P-5), in 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 11.12.2017 (P-5) and to take a conscious decision by passing a speaking order, within a period of three months from the date of receipt of certified copy of this order.

4. However, in case petitioner still feels aggrieved by any order of the afore-said authorities, she shall be at liberty to have recourse to other remedies available under law as well as to approach this Court.

May 28, 2018

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes
Yes/No**