

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.129

Civil Writ Petition No.14091 of 2018
DECIDED ON: May 30, 2018

PARAMJIT KAUR

..PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Manjit Singh Sarao, Advocate,
for the petitioner.

JASPAL SINGH, J. (ORAL)

By virtue of 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 count daily wage service of husband of the petitioner, who died in harness, rendered by him as SPO before regularization as Constable as qualifying service for the purpose of pensionary/retiral benefits WITH FURTHER prayer that husband of the petitioner be held entitled to pensionary benefits as per Old General Provident Fund Scheme, which was application to the employees recruited in the Punjab Government prior to 01.01.2004 in view of judgments passed by this Court in CWP No.2371 of 2010 captioned as ***Harbans Lal vs. State of Punjab & ors.*** (P-3), CWP No. 24472 of 2015 titled as ***Constable Rajesh***

Civil Writ Petition No.14091 of 2018

Kumar & ors. vs. State of Punjab & anr. (P-4) and CWP No.11802 of 2016, captioned as ***Paramjit Kaur vs. State of Punjab & ors.*** (P-5).

2. At the very outset of the arguments, learned counsel for the petitioner submits that though representation dated 09.03.2018 (P-6) was moved to the respondents but till date neither any response has been received nor any decision has been taken by the respondents thereon. He further submits that petitioner feels satisfied in case direction is issued to respondents to decide the afore-said representation (P-6), within a stipulated period.

3. Accordingly, instant petition is disposed of with a direction to respondents No.2 and 3 to look into the grievances unfolded by the petitioners in representation dated 09.03.2018 (P-6) and to decide the same in the light of judgment referred to above in passed by this Court captioned as “***Chhinder Pal Kaur and others v. State of Punjab and others***”, decided on 23.01.2018, within a period of three months from the date of receipt of certified copy of this order.

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

May 30, 2018

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes
Yes/No**