

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.20865 OF 2018
DECIDED ON: AUGUST 20, 2018

TIRATH RAM AND ANOTHER

.....PETITIONERS..

VERSUS

UTTAR HARYANA BIJLI VITRAN
NIGAM LTD. AND ORS.

.....RESPONDENTS..

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Ms. Alka Chatrath, Advocate,
for the petitioners.

JASPAL SINGH, J

By virtue of instant petition preferred under Article 226/227 of the Constitution of India, petitioners have sought issuance of a writ especially in the nature of mandamus, directing the respondents to consider the claim for grant of ex-gratia financial assistance in lieu of ex-gratia employment under Haryana Compassionate Assistance to the Dependents of Deceased Govt. Employees Rule, 2006, after the death of their son Narender Kumar, who died in harness while performing official duties. And further to grant interest @ 9% per annum.

2. At the very outset of the arguments, learned counsel for the petitioners submits that though representation dated 15.05.2018 (P-9) was moved to the respondents followed by legal notice dated 20.07.2018 (P-14) but till date neither any response has been received nor any conscious decision has been taken.

3. At this juncture, learned counsel for the petitioners submits that petitioners feel satisfied in case direction is issued to respondent No.1 to deal with and dispose of legal notice (P-14), within a stipulated period.
4. Without expressing any opinion on the merits of the case, instant petition is disposed of with the direction to respondent No.1-Managing Director, Uttar Haryana Bijli Vitran Nigam Ltd., Panchkula to consider the claim of the petitioners put forth by them in legal notice dated (P-14) and to take a conscious decision, in accordance with law within a period of three months from the date of receipt of certified copy of this order.
5. However, if the petitioners still feel aggrieved against any of the order passed by the concerned authority, they shall be at liberty to approach this Court as well as to have recourse to the other remedies available under law.

AUGUST 20, 2018
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(JASPAL SINGH)
JUDGE

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