

CWP No. 23551 of 2018
DECIDED ON: SEPTEMBER 19, 2018

BACHNI DEVI AND ANOTHER

.....PETITIONERS

VERSUS

STATE OF HARYANA AND ORS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Ashutosh Kaushik, Advocate
for the petitioners.

JASPAL SINGH, J. (ORAL)

Through the instant civil writ petition, preferred under Articles 226/227 of the Constitution of India, petitioners have sought the issuance of a writ in the nature of Mandamus directing the respondents to release the service benefits accrued to their deceased son to them in equal shares along-with respondents No.4 to 6 with further direction to grant ex-gratia financial assistance along-with interest @ 18% per annum and also to allow them to reside at the Government Quarter (H.No. 120-C, K Block, Police Line, Moginand, Panchkula) along-with respondents No.4 to 6 as they were wholly dependents on their deceased son.

2. The contention of learned counsel for the petitioner is that the son of the petitioners died in harness on 09.06.2018 but till date nothing has been paid to them. He further submits that representation dated 12.07.2018 (P-4)

moved by the petitioners to respondent No.2 also did not fetch any response. At this juncture, learned counsel for the petitioners has submitted that petitioners feel satisfied in case a direction is issued to respondent No.2 to decide their afore-said representation dated 12.07.2018 (P-4) in a time bound manner.

3. Instant petition is disposed of with a direction to respondent No.2 to look into the grievances unfolded by the petitioners in their representation dated 12.07.2018 (P-4) and to take a conscious decision by passing a speaking order considering all the facts narrated in the aforesaid representation within a period of three months from the date of receipt of a certified copy of this order. In case, competent authorities comes to the conclusion that petitioners are entitled to the relief(s) claimed and if there is no impediment legal or otherwise, same be released to them within a period of next 30 days.

4. However, if petitioners still feel aggrieved by any of the orders passed by the aforesaid authority, they shall be at liberty to have recourse to other remedies available under the law including to approach this Court.

SEPTEMBER 19, 2018
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(JASPAL SINGH)
JUDGE

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

Whether reportable ***Yes/No***