

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 26193 of 2018
Date of Decision : 19.11.2018

Smt. Nirmal Rani

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Punit Malik, Advocate for the petitioner.

Harsimran Singh Sethi, J.(Oral)

The present writ petition has been filed by the petitioner, widow of one Sh. Mukesh Sharma, who was working as a Sub Inspector in Food and Supply Department in the State of Haryana.

The claim, which has been made in the present writ petition, is that even though the pay scales were revised w.e.f. 01.01.2006 but the benefits of said revised pay scales were not extended to the husband of the petitioner till he retired on 31.05.2008 and later on Sh. Mukesh Sharma, unfortunately died on 19.01.2009. The claim is that the petitioner is being paid the family pension on unrevised pay scales.

Even though the claim, which is being made by the petitioner, is after a period of approximately 10 years of the retirement of her late husband, still in the interest of justice, the respondents are directed to decide the legal notice dated 04.09.2018 (Annexure P-6), which the petitioner has served through her counsel.

No opinion is expressed on the merits of the case as well as in respect of the claim, which is being made by the petitioner in the present writ petition. The department should examine all the relevant record and pass appropriate order conveying the same to the petitioner. Let a speaking order be passed in accordance with law within a period of three months from the date of receipt of certified copy of this order.

In case any merit is found in the claim of the petitioner and the petitioner is found entitled for any financial relief, the same should also be released to her within a next period of three months.

The petition stands disposed of accordingly.

November 19, 2018
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(HARSIMRAN SINGH SETHI)
JUDGE

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