

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

CWP-27607-2018

Date of decision: 29.10.2018

Balbir Kaur

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr.Vivek Chauhan, Advocate for the petitioner

JITENDRA CHAUHAN, J.

This writ petition under Articles 226/227 of the Constitution of India has been filed for the issuance of a writ, in the nature of mandamus directing respondents to make the payment of family pension, full leave encashment and double the gratuity amount to the petitioner along with interest @ 12% per annum on account of death of her husband during service on 25.10.2001.

Learned counsel for the petitioner states that at this stage he would be satisfied, if a direction is issued to respondent No.2- Director, Department of Rural Development and Panchayats, Punjab to consider and decide the legal notice dated 30.8.2018 (Annexure P-9).

Heard.

In view of the above, without advert to the merits of the case, the present petition is disposed of with a direction to respondent No.2- Director, Department of Rural Development and Panchayats, Punjab to

consider and decide the legal notice dated 30.8.2018 (Annexure P-9) within six weeks from the receipt of the certified copy of the order. In case, on consideration, the competent authority reaches to the conclusion that the benefit claimed by the petitioner is admissible to her, in such eventuality, the consequential relief be allowed to her, within a period of six weeks thereafter. However, in case the competent authority feels that the relief claimed by the petitioner is not admissible or made out, in that case, a speaking order be passed in the matter.

29.10.2018
gsv

(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No