

CWP No.3562 of 2018

DECIDED ON: FEBRUARY 16, 2018

BALWINDER KAUR

.....PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Jagjit Singh, 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 a writ in the nature of mandamus directing the respondents to release all the retiral benefits accrued to the husband of the petitioner along-with interest @18% per annum.

2. The contention of learned counsel for the petitioner is that the husband of the petitioner committed suicide when he was on duty at Bus Stand Amritsar. Petitioner has submitted all the documents on November 16, 2016 along-with an affidavit attested by an Executive Magistrate, Amritsar with regard to the grant of retiral benefits accrued to her husband and also to release the family pension. Thereafter, petitioner served a legal notice dated January 09, 2018 (P-2) upon the respondents but no benefit is released to the petitioner.

Learned counsel for the petitioner further submits that he feels satisfied in case

a direction is issued to respondents to consider and decide the afore-said legal notice (P-2) within some time bound manner.

3. Without expressing any opinion on the merits of the case and the fact that petitioner has submitted all the documents with the authorities on November 16, 2016, instant petition is disposed of with a direction to respondents No.2 and 4 to look into the grievances unfolded by the petitioner in the legal notice (P-2) 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. In case any adverse order is to be passed, to pass a speaking order and in that event, petitioner shall be at liberty to have recourse to the remedies available to her under law.

February 16, 2018
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(JASPAL SINGH)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>