

**CWP No. 5592 of 2018
DECIDED ON: MARCH 08, 2018**

PARAMINDERJIT KAUR

.....PETITIONER

VERSUS

STATE OF PUNJAB AND ORS.

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. R.K. Arora, 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 for the issuance of a writ in the nature of certiorari/mandamus to quash the action of the respondents in not releasing DCRG benefits to her in respect of death of her husband with further direction to respondents to release all the dues i.e. DCRG to her with all consequential benefits with interest @18% p.a.

2. The contention of learned counsel for the petitioner is that the husband of the petitioner was serving as Library Restorer in Punjab Education Department and was posted at Government Sr. Sec. School (Boys), Jaitu, District Faridkot. He had gone missing and did not return from his duty on December 09, 2005. Efforts were made to trace out his whereabouts but in vain. The petitioner being the wife of Pardeep Kumar made several request to the respondents to grant her DCRG benefits under the circulars/instructions dated

March 27, 1991 (P-2) and January 07, 1992 (P-3) but no benefit was extended to her till date. She also filed various representations and constrained to issue notice of demand for justice dated December 27, 2017 (P-11). But all those representations and legal notice were neither responded by the concerned authorities nor any benefit has been released to her. At this juncture, learned counsel for the petitioner submits that he feels satisfied in case a direction is issued to respondents No.1 and 2 to consider and decide the legal notice (P-11) within some time bound manner.

3. Without expressing any opinion on the merits of the case, instant petition is disposed of with a direction to respondents No.1 and 2 to look into the grievances unfolded by the petitioner in her legal notice (P-11) in accordance with law, rules and regulations as well as keeping in view the circulars/instructions dated March 27, 1991 (P-2) and January 07, 1992 (P-3) within a period of four months from the date of receipt of certified copy of this order. In case the petitioner still feels aggrieved by any of the order passed by the afore-said authorities, she shall be at liberty to have recourse to the other remedies available to her under law including to approach this Court.

MARCH 08, 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>