

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

RA-CW-388-2017 (O&M)  
in CWP No.15678-2016  
Date of decision: 08.01.2018

**Kirna Devi**

**.....Petitioner**

**versus**

**Union of India and others**

**.....Respondents**

**CORAM: Hon'ble Mr.Justice Kuldip Singh**

Present: Mr.Ravi Chadha, Advocate for the applicant  
Mr.Ashdeep Singh, Advocate for the non-applicant/petitioner  
Mr.Sumit Gupta, Advocate for non-applicant-  
respondent nos.1 to 3

- 1. Whether Reporters of Local Newspapers may be allowed to see the judgment ?*
- 2. To be referred to the Reporters or not ?*
- 3. Whether the judgment should be reported in the Digest?*

**Kuldip Singh, J. (Oral)**

Smt.Bhukri Devi mother of deceased employee Subhash Chand has filed this application for review of the order dated 1.6.2017 passed in CWP No.15678-2016 by this Court, vide which, the department was directed to process the case regarding retiral benefits of the deceased Subhash Chand as per existing policy and instructions and decide the same. Now, Smt.Bhukri Devi mother has stated that Kirna Devi petitioner in the said petition is not legally wedded wife of Subhash Chand (now deceased). She also claimed that her wrong address was supplied and she was not properly served. The department has produced a copy of the nomination form which shows that Kirna Devi was mentioned as nominee by Subhash

Chand deceased. Relationship between Subhash Chand and Kirna Devi was also mentioned as husband and wife.

In these circumstances, the department can disburse 1/4<sup>th</sup> share each to the two minor children, petitioner and mother of the deceased, leaving the parties to get their dispute regarding relationship to be decided before the Civil Court. Family pension be also paid as per rules treating Kirna Devi to be prima facie as wife of the deceased employee subject to her claim to be decided by the Civil Court.

The present review application stands disposed of accordingly.

**08.01.2018**  
*gk*

**(Kuldip Singh)**  
**Judge**

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|-----------------------------|-----|
| Whether speaking/ reasoned: | Yes |
| Whether Reportable:         | No  |