

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

(119)

CWP-8609-2019

Date of Decision: April 01, 2019

Rajni

.. Petitioner

Versus

The Oriental Insurance Company Ltd and ors

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Shivam Narang, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

In the present writ petition, the grievance which is being raised by the petitioner is that the husband of the petitioner unfortunately died on 30.09.2004 while in service but the ex-gratia benefits for which the family was entitled for, was not released despite the fact that petitioner made several representations to the respondents for release of the same. Ultimately, the petitioner approached the National Commission for Safai Karamchari, Ministry of Social Justice and Empowerment, New Dehli wherein, the petitioner was informed that in order to get the benefit of ex-gratia, the petitioner should approach the Regional Office of the Company at Ambala. Thereafter, the petitioner made several representations to the said Authority but of no avail and ultimately, the petitioner served the respondents with a legal notice dated 10.12.2017 (Annexure P-9) for the said purpose.

Learned counsel for the petitioner states that the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the legal notice dated 10.12.2017 (Annexure P-9) by passing an appropriate speaking order.

Without commenting upon the merits of the case or about the entitlement of the petitioner for the relief which has been claimed by her in the legal notice dated 10.12.2017 (Annexure P-9), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 10.12.2017 (Annexure P-9) within a period of three months from the receipt of certified copy of this order.

In case, it is found that the petitioner is entitled to any monetary benefits after the decision of the legal notice, the same should also be paid to her within three months thereafter.

April 01, 2019
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No