

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 15795 of 2019
Date of Decision : 31.05.2019

Gurbachan Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: *HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI*

Present: Mr. Rajinder Ghai, 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 his son, namely, Karamjit Singh, who was working in Punjab Police, died on 18.12.2005. After the death of his son, family pension was extended to his widow, namely, Sandeep Kaur. She was also given compassionate appointment and thereafter, Sandeep Kaur remarried on 11.02.2012 after which, her family pension was stopped.

Learned counsel for the petitioner contends that as per the Notification dated 27.10.2017 (Annexure P-1) issued by the Government of Punjab, in case there are no other dependents, the parents, who were only dependents upon the Government employee, will be entitled for the family pension. Learned counsel for the petitioner contends that petitioner was fully dependent upon Karamjit Singh and does not have any house or property or income to survive even as of now and, therefore, petitioner is entitled for the grant of family pension after the same was withdrawn from

Sandeep Kaur, widow of Karamjit Singh.

Learned counsel for the petitioner states that for the relief, which has been claimed in the present writ petition, the petitioner has served the respondents with a legal notice dated 20.03.2019 (Annexure P-5) and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the legal notice by passing a speaking order.

Without going into the merits of the case or expressing any opinion to the entitlement of the petitioner in respect of the relief claimed in the present writ petition or in the legal notice, the present writ petition is disposed of with a direction to the respondents to pass an appropriate speaking order on the claim raised by the petitioner in the legal notice dated 20.03.2019 (Annexure P-5) within a period of three months from the date of receipt of certified copy of this order.

In case after the order, it is found by the respondents that the petitioner is entitled for any monetary benefits, the same should also be released to him within a period of next three months.

The writ petition stands disposed of.

May 31, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned? *Yes/No*
Whether reportable? *Yes/No*