

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

(109)

CWP-16202-2019 (O&M)

Date of Decision: September 27, 2019

Kamla Devi

.. Petitioner

Versus

State of Haryana and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Harish Mehla, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

CM-14147-CWP-2019

Present application has been filed to place on record bank statement of the petitioner as Annexure A-6.

Keeping in view the averments made in the application, the same is allowed and Annexure A-6 is permitted to be taken on record.

CWP-16202-2019

Learned counsel for the petitioner argues that after the death of the husband of the petitioner in the year 2002, who was working as a Driver with the State Transport Department, General Manager, Kaithal, petitioner was entitled for the salary, which the late husband of the petitioner would have got till the year 2007 i.e. when her husband was due to retire, but the benefit of revision of pay scales, which took place w.e.f. 01.01.2006, the same was not reflected while paying the salary to the petitioner and even the family pension of the petitioner has not been correctly fixed by the respondents in view of the revised pay scale which came into existence w.e.f. 01.01.2006.

The prayer of the petitioner is for issuance of a direction to the

respondents to grant the petitioner the correct salary by taking into consideration the revision of the pay scale w.e.f. 01.01.2006 till the date, on which the late husband of the petitioner would have retired and thereafter compute the family pension on the revised pay and grant the petitioner the benefit of arrears alongwith interest.

Learned counsel for the petitioner states that for the relief which has been claimed in the present writ petition, the petitioner has submitted a representation dated 12.12.2018 (Annexure P-5) with the respondents, which is still pending consideration with the respondents and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the said representation 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 representation dated 12.12.2018 (Annexure P-5), the present writ petition is disposed of with a direction to the respondents to decide the representation dated 12.12.2018 (Annexure P-5), 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 for any monetary benefits after the decision of the representation, the same should also be paid to her within three months thereafter.

(HARSIMRAN SINGH SETHI)
JUDGE

September 27, 2019
harsha

Whether speaking/reasoned: Yes
Whether reportable: No