

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

(107)

CWP-17521-2019

Date of Decision: July 03, 2019

Rajo Devi

.. Petitioner

Versus

Uttar Haryana Bijli Vitran Nigam Ltd and others .. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Ramesh Goyat, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

In the present writ petition, the claim of the petitioner is for the release of the pensionary benefits in respect of the service rendered by her late husband.

As per the averments made in the writ petition, the late husband of the petitioner retired from service on 28.02.2018 and thereafter, unfortunately died on 14.03.2018. The pensionary benefits, for which the petitioner became entitled for after the death of her husband, were not being released on the ground that there was a charge-sheet pending against the husband of the petitioner at the time of retirement.

Learned counsel for the petitioner states that the said charge-sheet also stands dropped and there are no proceedings pending against the husband of the petitioner which can be a hurdle in the release of the pensionary benefits of the petitioner but still no pensionary benefits has been released so far.

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 22.04.2019 (Annexure P-8) 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 legal notice 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 22.04.2019 (Annexure P-8), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 22.04.2019 (Annexure P-8) within a period of three months from the receipt of copy of this order.

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

July 03, 2019
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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