

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

(145)

CWP-18196-2019

Date of Decision: July 08, 2019

Kailasho Devi L.R. of Ranbir Singh

.. Petitioner

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. S.K. Malik, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

In the present writ petition, petitioner is claiming the relief of regularization of the service of her late husband w.e.f. the date persons junior to him were regularized in service and consequential relief of grant of pensionary benefits.

As per the averments made in the writ petition, husband of the petitioner joined the respondents-department as a part time Sweeper on 30.04.1990 and he continued working as such till 2014 when he unfortunately died while in service.

Learned counsel for the petitioner argues that one Sh. Shish Pal, who was appointed after the late husband of the petitioner as a Sweeper on part time basis, his services were regularized by the respondents in the year 1999 whereas the said benefit has not been extended to the late husband of the petitioner without any valid justification and therefore, as the service of the person who was junior to the late husband of the petitioner, has been regularized, the same benefit needs to be extended to the late husband of the petitioner by regularizing his service.

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 16.03.2019 (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 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 16.03.2019 (Annexure P-5), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 16.03.2019 (Annexure P-5) within a period of three months from the receipt of certified copy of this order.

July 08, 2019
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned:	Yes
Whether reportable:	No