

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

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**CWP No.25970 of 2014 (O&M)
Date of decision: 20.02.2019**

Inderjit Kaur (since deceased) through LRs ..Petitioner

Vs.

State of Punjab and Anr. ..Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: None for the petitioner.

Mr. Mehardeep Singh, Addl. AG, Punjab.

Mr. Ajay Pal Singh Rehan, Advocate
for respondent No. 2 alongwith
Mr. Sukhdev Singh, respondent No. 2.

HARSIMRAN SINGH SETHI, J.(ORAL)

In the present writ petition, the grievance which has been raised by the petitioner is that the retiral benefits of the husband of the petitioner namely Bharpur Singh, who was working with respondent No.2, has not been released so far by the respondents.

Keeping in view the order passed by this Court on 19.09.2018, the President of respondent No.2-Society is present in Court and states that a cheque of ₹ 32,389/- has been brought in Court towards full and final payment for which the petitioner has been found entitled for.

Counsel for respondent No.2 states that the said amount has been arrived at after deducting the loans which the late husband of the petitioner, petitioner and the son of the petitioner had taken from respondent No.2-Society amounting to ₹ 1,64,000/-.

The said loan was still out-standing against the names of the late

husband of the petitioner, petitioner and son of the petitioner and after deducting the said loan amount, a cheque of the remaining amount has been prepared and brought in Court today. There is no representation on behalf of the petitioner. On the last date of hearing, though respondent No.2 was present in Court, an adjournment was sought on behalf of the petitioner on the ground that the arguing counsel for the petitioner is in personal difficulty.

None is present for the petitioner even today.

Let the cheque which has been brought in Court today be sent to the petitioner at her home address. In case, the petitioner is entitled for any other amount according to her, the petitioner will be at liberty to file a representation with respondent No. 2 setting out her entitlement and in case any such representation is filed by the petitioner about any of her claim, a speaking order shall be passed by respondent No. 2 within a period of two months of the receipt of the said representation.

Counsel for respondent No.2 states that during the pendency of the writ petition, even the petitioner-Inderjit Kaur has died and her son namely Manpreet Singh is the legal heir in whose favour, the cheque shall be issued by respondent No.2. Let the same be issued in favour of the son of the petitioner.

The present writ petition stands disposed of.

(HARSIMRAN SINGH SETHI)
JUDGE

February 20, 2019

Poonam Sharma

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No