

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

CWP No. 27472 of 2019

Date of decision : 24.09.2019

Rajiv Kumar Sharma

....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. R.V.S. Chugh, Advocate for
Mr. Harpreet Arora, Advocate for the petitioner.

Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner states that father of the petitioner, who was working as a Pump Operator with the respondents, unfortunately, died while in service on 25.12.2017 but no benefit has been granted to the petitioner despite the fact that as per the Instructions issued by the Government of Haryana vide Notification dated 27.11.2014 (Annexure P-2), the families of the employees, who died while in service, even though they might have been working on ad-hoc, daily wage, contract basis or through the service providing agency, will be granted ex-gratia compassionate financial assistance to the tune of ₹3 lacs.

Learned counsel for the petitioner argues that the case of the petitioner for the grant of said benefit of ₹3 lacs is squarely covered by the

said Notification dated 27.11.2014 (Annexure P-2) but the petitioner is not

being paid the benefit without any valid justification. Learned counsel for the petitioner prays that a direction be issued to the respondents to grant the benefit of ₹3 lacs as ex-gratia compassionate financial assistance forthwith.

Learned counsel for the petitioner states that for the relief, which has been claimed in the present writ petition, petitioner has served respondents with a legal notice dated 07.08.2019 (Annexure P-7), 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.

In view of the request made, without expressing any opinion on the merits of the case and the claim being made by the petitioner, the respondents are directed to decide the legal notice dated 07.08.2019 (Annexure P-7) by passing a speaking order within a period of three months from the date of receipt of a certified copy of this order. In case after the decision, it is found that the petitioner is entitled for any monetary benefit, the same shall also be released to him within a period of next three months.

Writ petition stands disposed of accordingly.

September 24, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

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