

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

(123)

CWP-28068-2019

Date of Decision: September 30, 2019

Sushil Kaur

.. Petitioner

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Naveen Sheokand, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

In the present writ petition, the claim which is being raised by the petitioner is that husband of the petitioner was working as a Mali-cum-Chowkidar with the Department of Rural Development and Panchayat, Punjab and while in service, he unfortunately died on 18.04.2017 and by the said date, he had approximately 20 years of service to his credit and therefore, the petitioner was entitled for the benefits including the family pension in respect of the service rendered by her late husband.

Learned counsel for the petitioner states that despite the fact that two and half years have elapsed but the benefits of gratuity and family pension have not been extended to the petitioner without any valid justification.

The prayer of the petitioner is for directing respondent No.2 to grant the petitioner the benefits of gratuity and family pension in respect of the service rendered by her late husband namely Daya Nand.

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 02.07.2018 (Annexure P-3) to the

respondents, which representation has already been forwarded by the Block Development Officer, Punjab to the Director, Rural Development Panchayat Department for passing appropriate orders but still no decision has been taken on the same by respondent No.2 so far and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to respondent No.2 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 02.07.2018 (Annexure P-3), the present writ petition is disposed of with a direction to respondent No.2 to decide the representation dated 02.07.2018 (Annexure P-3), 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 30, 2019
harsha

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