

LPA no. 2222 of 2017 (O&M) 1

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

LPA no. 2222 of 2017 (O&M)

Date of Decision : 20.02.2019

Davinder Singh(deceased) through Pritpal Kaur

....Appellant(s)

Versus

Presiding Officer, Industrial Tribunal, Jalandhar and others

...Respondent(s)

**CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR JUSTICE LALIT BATRA**

Present : Ms. Harmanpreet Kaur, Advocate for the appellant(s)

Mr. Anil Kumar Sharma, Advocate for respondents no. 2 to 4

MAHESH GROVER, J.(ORAL)

During the pendency of the present appeal a decision has been taken which has been produced on record in the form of e-mail addressed to the learned counsel for the respondents which we permit to be taken on record as mark 'X'. Learned counsel for the appellant has been supplied a copy of the e-mail and she states that the decision of the respondents is to her satisfaction.

We, therefore, dispose of the instant appeal with a direction to the respondents to comply with the decision as contained in the e-mail extracted herebelow:-

“It is further clarified that the worthy MD
has given his consent to convert the order of termination
of the deceased employee to that of compulsory

retirement and the LR's of the deceased employee shall be entitled for retiral benefits such as Leave Encashment, Gratuity and Pension but will not be entitled to arrears of pension and pension will be start paying only after the passing of the Hon'ble High Court order in the present LPA. If the LR's of the deceased employee agree with the same then the counsel representing the corporation in the subject cited LPA is authorized to make the statement to that effect.”

Let the benefits be released to the appellant as expeditiously as possible, preferably within a period of three months from the date of receipt of certified copy of this order.

(Mahesh Grover)
Judge

20.02.2019
rekha

(Lalit Batra)
Judge

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