

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

CWP No. 30668 of 2019

Date of decision : 08.11.2019

Tripta Mastana

....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Amit Dhawan, Advocate for the petitioner.

Harsimran Singh Sethi, J. (Oral)

As per the averments made in the present writ petition, the son of the petitioner, namely, Dr. Raminder, who was working with respondent No. 2 since 02.05.2011, unfortunately, died while in service on 29.04.2018.

Learned counsel for the petitioner states that Dr. Raminder was married to one Jagjit Kaur on 07.02.2004 but on the asking of Jagjit Kaur, the said marriage was dissolved and a divorce decree was granted in favour of Jagjit Kaur by the Competent Court of Law on 12.03.2012. Learned counsel for the petitioner states that at the time of death, petitioner was dependent upon Dr. Raminder and further there is no other legal heir of Dr. Raminder, except the petitioner, who is entitled for the service benefits after the death of Dr. Raminder. The prayer of the petitioner is for issuance of a direction to the respondents to consider her claim for the release of the

pensionary benefits in respect of the service rendered by Dr. Raminder in her favour.

Learned counsel for the petitioner states that for the relief, which has been claimed in the present writ petition, petitioner has served the respondents with a legal notice dated 12.08.2019 (no date has been mentioned in the legal notice) (Annexure P-5), 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 respondent No. 2-Director, Rural Development & Panchayati Raj, Vikas Bhawan, Phase 8, Mohali, 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 respondent No. 2-Director, Rural Development & Panchayati Raj, Vikas Bhawan, Phase 8, Mohali is directed to decide the legal notice dated 12.08.2019 (Annexure P-5) by passing a speaking order within a period of three months from the date of receipt of a certified copy of this order.

Writ petition stands disposed of accordingly.

November 08, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

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