

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(122)

CWP No. 35131 of 2019

Date of Decision : 03.12.2019

Gurjit Kaur @ Shinder and others

....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Deepak Gupta, Advocate for the petitioners.

Harsimran Singh Sethi, J. (Oral)

The petitioners in the present writ petition are claiming the benefit of Circular dated 23.12.2011 (Annexure P-1) in respect of the fixation of the family pension.

Learned counsel for the petitioners argues that family pension has been enhanced by the letter dated 23.12.2011 (Annexure P-1) but the benefit of the same has not been extended to the petitioners, who are fully eligible for the grant of benefit. The prayer of the petitioners is for issuance of a direction to the respondents to grant the benefit of enhanced family pension.

Learned counsel for the petitioners states that for the relief, which has been claimed in the present writ petition, petitioners No. 1, 2 and 6 have submitted a representation dated 23.04.2018 (Annexure P-4) with the

respondents, which is still pending consideration and the petitioners will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the said representation by passing an appropriate speaking order.

In view of the request made, without expressing any opinion on the merits of the case and the claim being made by the petitioners, respondents are directed to decide the representation dated 23.04.2018 (Annexure P-4) 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 petitioners are entitled for any monetary benefit, the same shall also be released to them within a period of next three months.

It is made clear that in case the representation is accepted, the benefit be given to all the petitioners though the representation has been submitted only by petitioners No. 1, 2 and 6, as all the petitioners are similarly situated.

Writ petition stands disposed of accordingly.

December 03, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

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