

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

**CM-18998-CWP-2018 in/and
CWP-7751-2018
Date of decision: 20.05.2019**

Sharda Kumari

....Petitioner

Versus

Bhakhra Beas Management Board & others

...Respondents

CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA

Present: Mr.Ish Puneet Singh, Advocate, for
Ms.Jatinderjit Kaur, Advocate, for the petitioner.

Mr.Amit Jhanji, Advocate, for respondents No.1 to 3.

Mr.B.D.Sharma, Advocate, for applicant/respondents No.4 & 5.

G.S. SANDHAWALIA, J. (Oral)

Mr.Jhanji points out that the petitioner has been given the right to renew her claim after her name is finally cleared of the criminal charge in CWP-21205-2011 decided on 28.03.2012 (Annexure P-1) filed by her at an earlier point of time. Operative part of the order reads as under:

“There is, therefore, prima facie evidence of proof that these two children are the legal heirs of the deceased Bahadur Singh. This is in recognition of the fact that petitioners 2 and 3 are minors and they have been dependents on their parents and after the death of the employee of the BBMB, they are dependents on the first petitioner-mother. The order passed by this Court shall be taken as an adequate proof of the heirship of the petitioners 2 and 3 for securing to them the benefits which the respondents' rules provide for. The first petitioner shall renew her claim, after her name is finally cleared of any involvement for causing death of her deceased husband. The respondents shall take appropriate decision and release the funds in the manner provided under the rules for the benefit of the petitioners 2 and 3 within a period of eight weeks from the date of receipt of copy of this order.

3. The writ petition is disposed of on the above terms.”

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Reference is made to the charge-sheet which has been served upon her in a private-complaint initiated by Amrik Singh, applicant/respondent No.4. It is submitted that the case is now fixed for 04.06.2019.

In such circumstances, counsel for the petitioner does not press the present writ petition, with liberty to renew the prayer, as has been held earlier, in the writ petition filed by her. Accordingly, CM-18998-CWP-2018, for impleadment of Amrik Singh and Daljit Kaur, is also dismissed, as having been rendered infructuous.

20.05.2019
Sailesh

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned: *Yes/No*

Whether Reportable: *Yes/No*