

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

CWP NO. 8216 OF 2020 (O&M)

DATE OF DECISION : 18.06.2020

Dhanpati Siwach

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM : HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr. Akashdeep Singh, Advocate,
for the petitioner.

Ms. Upasana Dhawan, DAG, Haryana.

(Presence marked through video conference)

ARUN MONGA, J. (ORAL)

The petitioner herein seeks issuance of a writ in the nature of certiorari for quashing of letter/order dated 03.06.2020 (Annexure P-9), whereby respondent No.4 i.e. Superintendent of Police, Rohtak, has come to a conclusion that both petitioner (widow) and respondent No.5 (daughter) are equally entitled for retiral benefits of deceased DSP late Narender Singh. In the circumstances, the petitioner also caused issuance of a legal notice dated 04.05.2020 (Annexure P-6), but the same has not been adverted to till date by the respondents. Hence, this petition.

2. Notice of motion.

3. Ms. Upasana Dhawan, DAG, Haryana, who has joined the proceedings on advance service of copy of petition, accepts notice on behalf of the State.

4. Given the nature of order being passed, there is no necessity to seek return by the respondents as no further proceedings and/or pleadings are required.

5. Without commenting on the merits of the case, the writ petition is disposed of with a direction to respondent No.2 to objectively consider the legal notice dated 04.05.2020 (Annexure P-6) and also by keeping in view the contentions stated in the present writ petition by treating it as a supplementary representation and pass a speaking order, in accordance with law.

6. Let the needful be done within a period of three months from today.

7. Disposed of in above terms.

(ARUN MONGA)
JUDGE

18.06.2020
shalini

Whether speaking/reasoned Yes/No

Whether Reportable Yes/No