

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

207

CWP-22121-2016

Date of Decision : January 29, 2020

KELAPATI

.....Petitioner

VERSUS

STATE OF HARYANA AND ANR

.....Respondents

CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAUR

Present : Mr. Vikram Lakhlan, Advocate for
Mr. R.K.Hooda, Advocate
for the petitioner.

Ms. Nidhi Garg, Asstt. A.G. Haryana.

NIRMALJIT KAUR, J. (Oral)

The present writ petition is filed for releasing of death-cum-retiral gratuity, family pension, leave encashment, insurance claims, provident fund and ex-gratia financial assistance on compensate ground on the basis of Haryana Compensate Assistance to the dependents of Deceased Government Employees Rules, 2006.

Reply has been filed. As per the reply, the benefits claimed by the petitioner as per ex-gratia policy of 2006 have been released. Further, as per latest Government instructions dated 28.11.2016, the services of the drivers and conductors, who were appointed on or after 1.1.2003 were to be regularized from the date of their initial appointment and monthly financial assistance will be released notionally from the date of appointment till 31.7.2016 and actually from 1.8.2016. The said instructions have been placed on record as Annexure R-1. In pursuance

to the said instructions, the service of the deceased employee has been regularized from initial date of appointment vide order dated 8.2.2017 and, accordingly, his monthly pay as per ex-gratia scheme of 2006 has also been ordered to be released as per Annexure R-2 but the same is subject to the submission of the affidavit by the petitioner that she is the only nominee.

In view of the above, the present writ petition is rendered infructuous and dismissed accordingly.

However, in case the petitioner is aggrieved in any manner or has any further grievance, she is at liberty to make a representation within two months from today and in case the same is submitted, the respondents shall decide the same within another two months of the receipt of the same.

January 29, 2020
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(NIRMALJIT KAUR)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No