

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.13250 of 2021 (O&M)

Date of Decision:22.07.2021

PREETI DEVI AND ORS

.....Petitioners

Versus

STATE OF HARYANA AND OTHERS

..... Respondents

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr. G.C.Shahpuri, Advocate
for the petitioners.

Mr. Sharan Sethi, Addl.AG., Haryana.

LISA GILL, J(Oral).

This matter is being taken up for hearing through video conferencing due to outbreak of the pandemic, COVID-19.

Prayer in this writ petition is for setting aside order dated 25.07.2019, Annexure P-3, whereby petitioners application for benefit under the Dr. Shyama Parshad Mukherjee Accident Help Scheme, has been rejected as well as order dated 31.08.2020, Annexure P-5, whereby petitioners application dated 08.08.2017, was yet again rejected, though on a separate ground.

Learned counsel for the petitioners submits that appeal filed on 02.09.2019 by the petitioners challenging order dated 25.07.2019, is pending before the Director, Department of Social Justice and Empowerment, but the same has not been decided. Deputy Commissioner, Yamuna Nagar has peculiarly passed order dated 31.08.2020, yet again rejecting petitioners' application on another ground.

Notice of motion.

Mr. Sharan Sethi, Addl.AG., Haryana, accepts notice on behalf of the respondents. Advance copy of writ petition stand supplied.

At this stage, learned counsel for the petitioners restricts the prayer for a decision of petitioners appeal pending before the Director, Department of Social Justice and Empowerment, SCO No. 20-27, Sector-17-B, Jeevandeep Bawan, Third Floor, Chandigarh, in a time bound manner with liberty to the petitioners to move an appropriate application in the pending appeal for challenging order dated 31.08.2020.

Learned counsel for respondent-State does not raise any serious objection to the restricted prayer.

Keeping in view the facts, circumstances of the case and the limited prayer addressed, but without expressing any opinion on the merits of the case, this writ petition is disposed of with a direction to the Director, Department of Social Justice and Empowerment, SCO No. 20-27, Sector-17-B, Jeevandeep Bawan, Third Floor, Chandigarh, to decide the petitioners pending appeal, in accordance with law after giving an opportunity of hearing to the petitioners, by passing a speaking order, within three months from the date of receipt of certified copy of this order. Liberty is afforded to the petitioners to file an application in the pending appeal challenging order dated 31.08.2020, as well. In case, such an application is moved by the petitioners within two weeks from the receipt of certified copy of this order, the same be also entertained along with pending appeal and decided alongwith.

22.07.2021

s.khan

[LISA GILL]

Judge

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