

(In virtual Court)

CWP No.13103 of 2021 (O&M)

Date of Decision: 19.07.2021

Amarjit Kaur and others

.....Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Kanwal Goyal, Advocate for the petitioners.

RAJBIR SEHRAWAT, J. (ORAL)

This is a petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing the respondents to re-fix the pension and other retiral benefits i.e. gratuity, leave encashment etc. of petitioner Nos.1 to 3 and fix the pension of petitioner No.4 as per the judgment dated 09.08.2016 passed by this Court in CWP No.7684 of 2015 titled as *Ishwar Singh Vs. State of Haryana and others* and consequent instructions dated 01.05.2017 issued by respondent No.2. It is further prayed that the respondents be directed to consider the case of the petitioners and take the final decision on the representations of the petitioners dated 26.03.2021 (Annexures P-8, P-8/A and P-8/B) by passing a well reasoned speaking order within a time bound frame.

At the outset, counsel for the petitioners submits that, at this stage, the petitioners would be satisfied if the respondents take a conscious decision on the representations of the petitioners dated 26.03.2021 (Annexures P-8, P-8/A and P-8/B) and pass a speaking order thereon, within a time bound frame.

Notice of motion.

Mr. Rajesh Gaur, Addl. Advocate General, Haryana accepts notice on behalf of the respondents. Even counsel for the respondents is not averse to the expeditious disposal of the claim of the petitioners.

In view of the above, the present petition is disposed of with a direction to respondent No.2 to decide the representations of the petitioners dated 26.03.2021 (Annexures P-8, P-8/A and P-8/B) and take a conscious decision thereon by passing a speaking order; within a period of three months from the date of receipt of the certified copy of this order.

It is further ordered that if the petitioners are found entitled to any pecuniary benefits upon such a conscious decision; then the said pecuniary benefits shall also be released to the petitioners within a further period of three months; from the date of such conscious decision of the authorities.

(RAJBIR SEHRAWAT)
JUDGE

19.07.2021
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Whether Speaking/Reasoned : Yes/No

Whether Reportable : Yes/No