

CWP-16083-2021

Date of decision: 20.08.2021

Surinder Kaur

.....Petitioner

versus

Additional Chief Secretary to Government
Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH**Present:** Mr. C.L. Premy, Advocate
for the petitioner.**FATEH DEEP SINGH, J. (ORAL)**

Due to outbreak of pandemic COVID-19, the instant case is being taken up for hearing through video conferencing.

The petitioner has invoked the jurisdiction of this Court in terms of Articles 226/227 of the Constitution of India seeking prayer for issuance of appropriate writ in the nature of *mandamus* for issuance of directions to the respondents to release the death-cum-retiral benefits-regular family pension, CPF, leave encashment, GIS and gratuity of deceased husband of the petitioner who died on 16.08.2017 (Annexure P-2) and though a period of approximately 4 years have elapsed and nothing but for 100% family pension has

been released though the aforementioned death-cum-retiral benefits were due to the petitioner immediately after the death of her husband but inordinate delay has been caused resulting in a great Financial, Mental as well as Social Hardship to the petitioner and her family which is against the Principle of Natural Justice as the petitioner is entitled for the above mentioned benefits after the death of her husband of the petitioner.

Heard.

Upon hearing learned counsel and on perusal of the records, the present petition stands disposed off with the directions to the respondents to consider the representations dated 15.01.2020 and 22.07.2021 (Annexures P-7 and P-9, respectively) and legal notice dated 22.06.2020 (Annexure P-8) as representation moved by the petitioner and decide the same in accordance with law, by passing a speaking order preferably within a period of one month from the date of receipt of the certified copy of this order.

If found entitled and if there is no impediment for the release of payment, the same be granted to the petitioner without any delay, as per law.

The petition stands disposed off accordingly.

20.08.2021

Neha

**(FATEH DEEP SINGH)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No