

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

107

CWP No.21171 of 2020

DATE OF DECISION : 21st JANUARY, 2021

Veena Rani

.... Petitioner

Versus

State of Punjab & others

.... Respondents

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

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In virtual Court

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Present : Mr. Gagneshwar Walia, Advocate for the petitioner.

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RAJBIR SEHRAWAT, J. (Oral)

The present petition has been filed by the petitioner under Article 226 of the Constitution of India for issuance of writ in the nature of mandamus for directing the respondents to release the service benefits/retrial benefits, including the gratuity, provident fund, leave encashment, ex-gratia, family pension, arrears of pension and other admissible benefits under the revised pay scales along with interest @ 18% per annum on account of delayed release with regard to the service rendered by late Sh. Om Parkash, husband of the petitioner.

The counsel for the petitioner submits that the husband of the petitioner served with respondent No.4 and retired on 31.12.2019. Thereafter, the husband of the petitioner even expired on 31.08.2020. Under the rules and regulations, applicable to the service of the husband of the petitioner, he was entitled to pensionary benefits, as mentioned in

the petition. However, the benefits have not been released by the respondents so far.

Notice of motion.

Ms. Ambika Bedi, Assistant Advocate General, Punjab, accepts notice on behalf of the respondents.

It is submitted by the counsel for the petitioner that at this stage the petitioner would be satisfied if the respondents are directed to take a decision qua the release of the retrial benefits of the husband of the petitioner within a time bound manner. The counsel for the respondents-State is not averse to the expeditious disposal of the claim of the petitioner.

Accordingly, the respondents are directed to consider the claim of the petitioner and take a conscious decision thereon within a period of three months from the date of receipt of the certified copy of the order.

It is further ordered that in case the petitioner is found entitled to the financial benefits on such conscious decision by the respondents, then the same shall be actually released to the petitioner within a further period of one month from the date of such decision.

The petition stands disposed of with above said direction.

21st JANUARY, 2021
'raj'

(RAJBIR SEHRAWAT)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>