

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

273

CWP-3082-2022

Date of Decision :05.08.2022

Omi Devi

...Petitioner

Versus

Uttar Haryana Bijli Vitran Nigam Limited
and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Shvetanshu Goel, Advocate for the petitioner.

Mr. Dhananjay Mittal, Advocate for the respondents.

* * *

Harsimran Singh Sethi, J. (Oral)

In the present writ petition, the grievance of the petitioner is that the daily wage service rendered by the late husband of the petitioner namely, Chatru Ram from 1980 to 1993 with the respondent-department has not been treated as qualifying service for computing the service benefits admissible to the petitioner, which action of the respondents is contrary to the rules governing the service coupled with the law settled on the said aspect.

After notice of motion, the respondents have appeared and stated that as per order dated 01.08.2022 passed by the respondents, the benefit of adhoc service rendered by the late husband of the petitioner with the respondent-department from 01.05.1980 to 11.05.1993 have already been granted to the petitioner.

Learned counsel for the petitioner submits that though, order dated 01.08.2022 granting the benefit of adhoc service rendered by the late

husband of the petitioner has been passed by the respondents but, consequential benefits in view of the said order have not been released to the petitioner hence, a time bound direction be issued to the respondents to release the said consequential benefits to the petitioner.

Learned counsel for the petitioner further submits that the husband of the petitioner died in harness in the year 2016 but, the service benefits, for which, the petitioner was entitled for, have not been released to her within a reasonable time of two months as per the settled principle of law hence, the petitioner is also entitled for the grant of interest on the delayed release of the pensionary benefits and, therefore, a direction be also issued to the respondents to consider the claim of the petitioner for the grant of interest as well.

Learned counsel for the respondents submits that consequential benefits keeping in view the order dated 01.08.2022 passed by the respondents will be released to the petitioner within 08 weeks from the date of receipt of copy of this order and the claim of the petitioner for the grant of interest will also be considered by the respondents by keeping in mind the settled principle of law.

Learned counsel for the petitioner submits that keeping in view the statement made by the learned State counsel, the present petition may kindly be disposed off having been not pressed any further.

Ordered accordingly.

August 05, 2022

aarti

(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No