

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CWP-4467-2022

Date of Decision :08.03.2022

Bakshish Kaur

..Petitioner

Versus

The Chairman, Punjab State Power Corporation Limited
and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Rohiteshwar Singh, Advocate for the petitioner.

Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner argues that the husband of the petitioner namely, Malkiat Singh was working as Beldar with the respondent-Punjab State Power Corporation Limited (which was initially Punjab Electricity Board and has now been converted as Punjab State Power Corporation Limited) and though, his services were regularised by the department on 16.01.1989 but, after his unfortunate death on 26.02.1996 while in service, the petitioner has not been paid family pension or the dues, for which, her late husband became entitled in respect of his service, which he has rendered from 1986 to 1996 i.e. for a period of approximately 09 and a half years. Learned counsel for the petitioner further argues that though, the husband of the petitioner might not have completed ten years of service, since his service was regularised in January 1989 but, as he had performed his duty as regular employee of respondent-organization for a period of

more than seven years, after his death, the petitioner is entitled for family pension as per the Punjab Civil Services Rules, which governs the grant of family pension even in respect of the respondent-Corporation as well.

Learned counsel for the petitioner further submits that for the relief, which is being claimed in the present writ petition, the petitioner has already served the respondents with a legal notice dated 20.09.2021 (Annexure P/3), which is still pending consideration with the respondents and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the respondent No.3 to decide the said legal notice by passing an appropriate speaking order.

In view of the above, without expressing any opinion on the merits of the case or the claim being made by the petitioner in legal notice dated 20.09.2021 (Annexure P/3), respondent No.3 is directed to decide legal notice dated 20.09.2021 (Annexure P/3) submitted by the petitioner to them by passing a speaking order within a period of eight weeks from the date of receipt of a copy of this order.

Present writ petition stands disposed of.

March 08, 2022

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(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No