

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(112)

CWP No. 4872 of 2022

Date of Decision : 11.03.2022

Kawaljeet Singh and another

...Petitioners

Versus

The State of Punjab and others

...Respondents

(Through Video Conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Hoshier Singh Jaswal, Advocate for the petitioners.

Harsimran Singh Sethi J. (Oral)

Learned counsel for the petitioners argues that in the present case, there is a dispute between the petitioners and respondent No. 4 with regard to the claim of the benefits in respect of the service rendered by Bhupinder Singh, who has since died. Learned counsel for the petitioners submits that petitioner No. 1 is the brother of deceased Bhupinder Singh and petitioner No. 2 is the mother, whereas respondent No. 4 is claiming to be the wife of Bhupinder Singh. Learned counsel submits that keeping in view the facts and circumstances mentioned in the petition, the marriage being claimed by respondent No. 4 with deceased Bhupinder Singh is not legally sustainable but the said respondent No. 4, Mandeep Kaur had approached this Court by filing CWP No. 23441 of 2016, which petition has been disposed of by this Court on 06.12.2021 with a direction to the Director General of Police, Punjab to examine the claim of respondent No. 4 with regard to the service benefits in respect of the service rendered by the

deceased Bhupinder Singh. Learned counsel for the petitioner submits that

as the petitioners are also likely to be effected by the said decision, they have already approached the Director General of Police, Punjab by filing appropriate application that they should also be heard while passing an order on the prayer being raised by respondent No. 4 but no action has been taken and, therefore, the prayer of the petitioners at this stage, before this Court is that the Director General of Police, Punjab may kindly be directed that while passing an order on the prayer of respondent No. 4 seeking the service benefit in respect of the service rendered by deceased Bhupinder Singh ASI, the petitioners be also heard.

Notice of motion.

Mr. Navdeep Chhabra, learned Deputy Advocate General, Punjab, who has joined the proceedings through video conference, accepts notice on behalf of the respondent-State. Learned State counsel submits that the State has no objection in hearing the petitioners as well.

In view of the request made, without expressing any opinion on the merits of the case or the claim being made by the petitioners, the present petition is disposed of with the direction to respondent No. 2 that while considering the claim of respondent No. 4 with regard to the service benefits in respect of the service rendered by the deceased Bhupinder Singh, the petitioners be also heard, if the claim of respondent No. 4 has already not been decided by the time, this order is passed.

March 11, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No