

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(141)

CWP No. 9788 of 2022

Date of Decision : 10.05.2022

Bakhshish Kaur

....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Nirmaljeet Singh Sidhu, Advocate for the petitioner.

Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner argues that though, the petitioner is already getting the family pension from the Government of India in respect of the service rendered by her late husband with Indian Army but the family pension in respect of the service rendered by the late husband of the petitioner with the Punjab Roadways has not been extended to her though, the petitioner is entitled for the same keeping in view the 1964 Rules with effect from the year 2016, dual family pension is available to the pensioners and, therefore, respondents are under obligation to consider the claim of the petitioner for the grant of family pension in respect of the service rendered by the late husband of the petitioner with the Punjab Roadways.

Learned counsel for the petitioner submits that the petitioner

(Annexure P-7), which is still pending consideration with the respondents and the petitioner will be satisfied, at this stage, in case a direction is issued to respondent No. 2 to decide the same by passing an appropriate speaking order in a time bound manner.

Notice of motion.

On the asking of the Court, Mr. Navdeep Chhabra, learned Deputy Advocate General, Punjab, who is present in Court, accepts notice on behalf of the respondent-State and raises no objection in deciding the legal notice dated 08.03.2022 (Annexure P-7) in a time bound manner by passing an appropriate speaking order.

In view of the pleadings in the present petition, without expressing any opinion on the merits of the case or the claim being made by the petitioner in the legal notice, respondent No. 2 is directed to decide the legal notice dated 08.03.2022 (Annexure P-7), by passing a speaking order within a period of eight weeks from the receipt of copy of this order. In case, after the decision of the claim of the petitioner, it is found that the petitioner is entitled for the monetary benefits, the same should also be paid to the petitioner within a period of four weeks thereafter.

Present writ petition stands disposed of.

May 10, 2022
kanchan

(HARSIMRAN SINGH SETHI)
JUDGE

<i>Whether reasoned/speaking?</i>	√ <i>Yes/No</i>
<i>Whether reportable?</i>	√ <i>Yes/No</i>