

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

107

CWP-9583-2022

Date of Decision :07.05.2022

Parbha Devi

..Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Neeraj Sheoran, Advocate for the petitioner.

Mr. Raman Kumar Sharma, Addl. A.G. Haryana.

Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner argues that the petitioner was dependent upon her mother and she was residing with her mother after she became widow. Learned counsel for the petitioner submits that initially after the death of her father, the family pension was given to her mother namely, Chameli Devi, who also unfortunately died on 21.01.2019 and as the petitioner was dependent upon her mother and was surviving on the basis of the family pension received by her late mother, coupled with the fact that the case of the petitioner is covered for the grant of family pension being a dependent widow daughter, respondents are under an obligation to grant the petitioner benefit of family pension from 21.01.2019 onwards with all consequential benefits.

Learned counsel for the petitioner further submits that for the relief, which is being claimed in the present writ petition, the petitioner has already submitted a representation dated 16.03.2022 (Annexure P/8) to the

respondents, 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.2 to decide the said representation by passing an appropriate speaking order.

Notice of motion.

Mr. Raman Kumar Sharma, Addl. A.G. Haryana, who is present in Court, accepts notice on behalf of respondent-State and raises no objection in deciding the representation dated 16.03.2022 (Annexure P/8) in a time bound manner 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 her representation, respondent No.2 is directed to decide the representation dated 16.03.2022 (Annexure P/8) by passing a speaking order within a period of eight weeks from the date of receipt of copy of this order. In case after the decision, it is found that the petitioner is entitled for any relief, the same will be extended to her within a period of next four weeks. In case, respondent No.2 does not have jurisdiction to pass an appropriate order on the representation dated 16.03.2022 (Annexure P/8) submitted by the petitioner, the case of the petitioner will be forwarded to respondent No.3 to pass an appropriate order on the claim of the petitioner as raised in the present petition.

Present writ petition stands disposed of.

May 07, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No