

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

(131)

CWP No. 10230 of 2022

Date of Decision : 13.05.2022

Sukhwant Kaur

....Petitioner

Versus

State of Punjab and others

.....Respondents

***CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI***

Present:- Mr. K.P.S. Sandhu, Advocate for the petitioner.

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**Harsimran Singh Sethi, J. (Oral)**

Learned counsel for the petitioner argues that in the present case, husband of the petitioner died on 31.12.2017 and despite the fact that more than four years have passed but the benefits have not been released to the petitioner on the ground that the service book of the husband of the petitioner is not traceable. Learned counsel for the petitioner submits that maintaining the service book is the job of the respondents and respondents are withholding the benefits on a ground, which is not available to them under law and hence, respondents are liable to be directed to release all the service benefits to the petitioner in respect of the service rendered by the late husband of the petitioner, namely, Paramjit Singh Patwari.

Learned counsel for the petitioner submits that petitioner has already raised the said grievance in the representations dated 29.05.2019

(Annexure P-2) and dated 30.05.2019 (Annexure P-3), which are still  
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pending consideration with the respondents and petitioner will be satisfied, at this stage, in case a direction is issued to respondent No. 3 to decide the same by passing an appropriate speaking order in a time bound manner.

Notice of motion.

On the asking of the Court, Ms. Anju Arora, learned Additional Advocate General, Punjab, who is present in Court, accepts notice on behalf of the respondent-State and raises no objection in deciding the representations dated 29.05.2019 (Annexure P-2) and dated 30.05.2019 (Annexure P-3) 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 representations, respondent No. 3 is directed to decide the representations dated 29.05.2019 (Annexure P-2) and dated 30.05.2019 (Annexure P-3), 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 13, 2022**  
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**( HARSIMRAN SINGH SETHI )**  
**JUDGE**

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