

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

135

CWP-11500-2022

Date of Decision :26.05.2022

Uma Devi @ Uma Kumari @ Oma Devi

..Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Shiv Kumar, Advocate for the petitioner.

Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner argues that the benefit of the judgement of Hon'ble Supreme Court of India passed in **Civil Appeal No.1298-2018** decided on **30.01.2018** has not been extended to the petitioner by the respondent-department. Learned counsel for the petitioner submits that the petitioner is to be given benefit of pension keeping in view the said judgment of the Apex Court but, the respondents are not extending the said benefit to the petitioner despite the fact that the number of persons to whom the pension was to be granted have been mentioned in the said order of the Hon'ble Supreme Court.

Learned counsel for the petitioner submits that the petitioner has already raised the said grievance before the respondents by way of serving a legal notice dated 18.03.2019 (Annexure P/2), which is still pending consideration with the respondents and the petitioner will be

satisfied in case a time bound direction is issued to the respondent No.2 to decide the said legal notice.

Mr. Navdeep Chhabra, DAG, Punjab, who is present in Court, accepts notice on behalf of respondent-State and raises no objection in deciding the legal notice dated 18.03.2019 (Annexure P/2) in a time bound manner by passing an appropriate speaking order.

In view of the request made, without expressing any opinion on the merits of the case or the claim being made by the petitioner in his legal notice, respondent No.2 is directed to decide the legal notice dated 18.03.2019 (Annexure P/2) by passing a speaking order within a period of eight weeks from the receipt of copy of this order.

Present writ petition stands disposed of.

May 26, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No