

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(139)

CWP-11703-2022

Date of Decision : May 27, 2022

Jasveer Kaur

.. Petitioner

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Ms. Meenu, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner argues that the husband of the petitioner was granted the benefit of increment after rendering 18 and 24 years of service and her basic pay was increased from Rs.6800/- to Rs.7000/- as on 01.01.2002 but the benefit of the said order Annexure P-4 dated 18.03.2019 was not reflected in the pensionary benefits of the late husband of the petitioner till the date he died.

Learned counsel for the petitioner submits that as the petitioner is getting family pension, she is getting lesser pension than her entitlement because of non-implementation of the order dated 18.03.2019 (Annexure P-4), hence, the respondents are liable to be directed to implement the order dated 18.03.2019 (Annexure P-4) in its letter and spirit and grant the petitioner the said benefit along with arrears.

Learned counsel for the petitioner further submits that the late husband of the petitioner has already raised the said grievance before the

respondents by serving upon them a legal notice dated 14.12.2018 (Annexure P-3), 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 respondent No.3 to decide the said legal notice by passing an appropriate speaking order.

Notice of motion.

Mr. Navdeep Chhabra, learned Deputy Advocate General, Punjab, who is present in the Court, accepts notice on behalf of the respondents.

Learned counsel for the respondents raises no objection in deciding the legal notice dated 14.12.2018 (Annexure P-3) in a time bound manner by passing an appropriate speaking order.

Without commenting upon the merits of the case or about the entitlement of the petitioner for the relief which has been claimed by her in the legal notice dated 14.12.2018 (Annexure P-3), the present writ petition is disposed of with a direction to respondent No.3 to decide the legal notice dated 14.12.2018 (Annexure P-3) within a period of eight weeks from the receipt of copy of this order.

In case, it is found that the petitioner is entitled for the monetary benefits after the decision of the legal notice, the same should also be paid to the petitioner within four weeks thereafter.

May 27, 2022
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No