

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

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CWP-11835-2022

Date of Decision :27.05.2022

Sunita

..Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Ashish Goklaney Advocate for the petitioner.

Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner argues that the husband of the petitioner was working with the respondents as Pump Operator since 1974 and unfortunately died on 27.11.1996 while in service, after which, the petitioner was given an appointment as Chowkidar on 04.08.1997. Thereafter, the service of the petitioner was transferred to the Municipal Council, Ferozepur on 02.08.2005 and after serving in Municipal Council, Ferozepur, the petitioner retired from service on attaining the age of superannuation on 31.01.2022 but, her pensionary benefits were not released by the respondents and that too without any valid justification. Learned counsel for the petitioner further argues that the case of the petitioner is covered by the judgment of this Court passed in CWP-6034-2022 titled as **Partap Singh vs. State of Punjab and others** on 24.03.2022.

Prayer of the petitioner is for issuance of a direction to the respondents to

release the pensionary benefits of the petitioner forthwith.

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 06.04.2022 (Annexure P/10), 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.

On the asking of the Court, 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 06.04.2022 (Annexure P/10) 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 her legal notice, respondent No.2 is directed to decide the legal notice dated 06.04.2022 (Annexure P/10) by passing a speaking order within a period of eight weeks from the receipt of copy of this order. In case after the decision it is found that the petitioner is entitled for any benefit, the same will be extended to her within a period of next four weeks.

Present writ petition stands disposed of.

May 27, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

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