

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(133)

CWP-15975-2022

Date of Decision : July 26, 2022

Madhu Bala

.. Petitioner

Versus

State of Haryan and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Chander Pal Tiwana, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner argues that Balbir Singh, who was working as Head Warder in the Jail Department, was initially married with one Shakuntla Devi and Shakuntla Devi unfortunately died on 07.05.2012 before the retirement of Balbir Singh from service. After the retirement of Balbir Singh on 30.06.2012, Balbir Singh married the petitioner in the year 2019 and the detail of the same was also given by him to the Department concerned but after the death of Balbir Singh on 05.11.2020, the petitioner has not been extended the benefit of family pension and that too without any valid justification. Learned counsel for the petitioner submits that more than one and half year has already elapsed since the petitioner is claiming the benefit but the respondents have not extended the same to the petitioner without any valid justification.

Learned counsel for the petitioner further submits that for the grievance which has been raised in the present petition, the petitioner has

already submitted a representation dated 18.04.2022 (Annexure P-5), 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 respondents to decide the said representation by passing an appropriate speaking order.

Notice of motion.

Mr. Harish Nain, learned Assistant Advocate General, Haryana, who is present in the Court, accepts notice on behalf of the respondents.

Learned counsel for the respondents raises no objection in deciding the representation of the petitioner dated 18.04.2022 (Annexure P-5) 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 representation dated 18.04.2022 (Annexure P-5), the present writ petition is disposed of with a direction to respondent No.3 to decide the representation dated 18.04.2022 (Annexure P-5) 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 representation, the same should also be paid to the petitioner within four weeks thereafter.

July 26, 2022

harsha

(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No