

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

Sr. No.102

CWP No.23910 of 2013

Date of Decision: 30.05.2022

Mrs. Raj Goel

.... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Arjun Pratap Atma Ram, Advocate
for the petitioner.

Mr. Navdeep Chhabra, DAG, Punjab.

HARSIMRAN SINGH SETHI, J. (ORAL)

The present petition has been filed with a prayer that the respondents have wrongly fixed the pension of the petitioner which needs to be rectified and challenge is to the order dated 15.11.2012 (Annexure P-5). Further prayer of the petitioner is to pay the pension to the petitioner @ Rs.4948/- from 21.07.2000 to 31.12.2005 along with arrears.

The respondents have filed an additional affidavit dated 13.03.2020, wherein the respondents have mentioned a chart, according to which the details of the family pension, for which the petitioner is entitled for, have been given. It has been mentioned in the said chart that the petitioner, keeping in view the service rendered by her late husband, is entitled for family pension @ Rs.4290/- from 01.01.1996 to 31.12.2005, which has been revised later on from 01.01.2006 onwards and the family pension payable from 01.01.2006 onwards is Rs.13,800/-.

Learned counsel appearing on behalf of the petitioner submits that the order dated 10.02.2020 has not been implemented so far, despite the fact that two years have already lapsed.

Learned counsel for the respondents submits that in case the said order has not been implemented so far, the same will be implemented within a period of 8 weeks from receipt of copy of this order.

Learned counsel for the petitioner submits that the order is silent with regard to any recovery to be done from the petitioner as the respondents have reduced the pension for a particular period. Learned State counsel upon instruction from Ms. Rupali Sahi, Senior Assistant, submits that there is no intent as of now to recover any amount from the petitioner.

That being so, the present petition is disposed of with liberty to the petitioner to approach the respondents in case, any of the grievance of the petitioner including the grant of interest on the delayed release of the pensionary benefits is still to be redressed. The respondents are directed that in case, the petitioner approaches the respondents by way of filing an appropriate representation, the same will be decided by the respondents within a period of 8 weeks from receipt of the same, by passing an appropriate speaking order.

(HARSIMRAN SINGH SETHI)
JUDGE

30.05.2022
Maninder

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