

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(213)

CWP No. 23142 of 2015

Date of Decision : 11.05.2022

Smt. Saroj Devi

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Parth Goyal, Advocate for the petitioner.

Mr. Raman Kumar Sharma, Addl. Advocate General, Haryana.

Harsimran Singh Sethi J. (Oral)

Learned counsel for the petitioner submits that though the present petition has been filed by the wife of late Sh. Suresh Kumar seeking continuation of the family pension despite her marriage with the younger brother of the deceased Suresh Kumar but keeping in view the settled principle of law coupled with the rules governing the service on the said aspect, the petitioner does not wish to press this petition any further but be given liberty that the children born out of the wedlock between the petitioner and late Sh. Suresh Kumar, who are entitled for the grant of family pension, in case the petitioner becomes ineligible, be allowed to agitate their claim. Hence, the petitioner or the children born out of the wedlock between the petitioner and deceased Suresh Kumar be given liberty to approach the respondents for the grant of family pension to children concerned.

Learned State counsel submits that in case, the children file any representation raising the said claim, the same will be considered in accordance with law coupled with the rules governing the service on the said aspect and appropriate order on the said claim will be passed within a period of eight weeks of the receipt of any such representation and in case, the children are found entitled for any relief, the same will also be extended to them within a further period of four weeks.

Learned counsel for the petitioner submits that keeping in view the above, the present petition may kindly be disposed of having been not pressed, with liberty as prayed for.

Ordered accordingly.

May 11, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

✓
Whether speaking/reasoned : Yes/No

✓
Whether reportable : Yes/No