

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

**109****CWP No.18866 of 2022****Date of decision: 26.08.2022**

Mukesh Devi

....Petitioner

V/s

Indian Overseas Bank and others

....Respondents

**CORAM: HON'BLE MR. JUSTICE VIKAS SURI**

Present: Mr. Vivek Khatri, Advocate for the petitioner.

**VIKAS SURI, J. (Oral)**

At the outset learned counsel for the petitioner restricts his prayer to consideration and decision of legal notice dated 14.09.2020 (Annexure P4) by passing a speaking order in a time bound manner, which is stated to be pending consideration with the respondents.

A perusal of the record reveals that the petitioner's husband was implicated in FIR No.647 dated 07.10.2010 under Sections 420, 409, 411, 120-B IPC registered at Police Station City, Karnal. After a complete trial, husband of the petitioner (Rajesh Kumar) was acquitted vide order dated 18.08.2015 (Annexure P-2), passed by Judicial Magistrate Ist Class, Karnal. The State had preferred an appeal against the order of acquittal, which was registered as Criminal Appeal No.139 of 2015. The said appeal was also dismissed on merits, after due contest, vide order dated 09.02.2018 (Annexure P-3). Thereafter, the petitioner is stated to have approached the respondent-Bank but to no avail. Thereafter, notice dated 14.09.2020 (Annexure P-4), for retiral benefits was served which is still under consideration.

In view of innocuous prayer of the petitioner seeking only consideration and decision of the representation/legal notice in a time bound manner, the present petition can be disposed of at the preliminary stage, without bothering the respondents to enter appearance in this petition and file reply.

Without going into the merits of the case or the claim being made by the petitioner in the present petition or in the legal notice, respondent No.2 is directed to consider and decide the legal notice dated 14.09.2020 (Annexure P-4), in accordance with law, by passing a speaking order within a period of three months from the date of receipt of certified copy of this order. In case, after the decision, the petitioner is found entitled for any benefits, the same be also extended to him within a period of two months thereafter, as per law.

The petition stands disposed of accordingly.

**(VIKAS SURJ)**  
**JUDGE**

August 26, 2022  
*Ajay*

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