

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(239)

CWP No. 20134 of 2020

Date of Decision : 08.04.2022

Asha Bajaj

....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Harpal Singh, Advocate for
Mr. Peeush Gagneja, Advocate for the petitioner.

Ms. Anju Sharma Kaushik, D.A.G., Punjab.

Harsimran Singh Sethi, J. (Oral)

The present petition has been filed with a prayer that the service benefit as well as the pensionary benefits, for which the petitioner is entitled for keeping in view the judgment of this Court in CWP No. 7239 of 2015 titled as ***Labh Singh Dhaliwal and others Vs. State of Punjab***, decided on 18.12.2019, be extended to the petitioner being similarly situated.

Learned counsel for the petitioner submits that though, the claim of the petitioner for the grant of benefit is squarely covered by the judgment passed in ***Labh Singh Dhaliwal and others' case (supra)***, but the same is not being extended by the respondents and the petitioner has approached this Court seeking the same relief. Learned counsel further

raised by the petitioner in the legal notice dated 25.07.2020 (Annexure P-2), which is still pending consideration with the respondents and the petitioner will be satisfied, at this stage, in case a direction is issued to the respondents to decide the same by passing an appropriate speaking order in a time bound manner.

Notice of motion.

On the asking of the Court, Ms. Anju Sharma Kaushik, learned Deputy Advocate General, Punjab, who is present in Court, accepts notice on behalf of the respondents and raises no objection in deciding the legal notice dated 25.07.2020 (Annexure P-2) in a time bound manner by passing an appropriate speaking order.

In view of the pleadings in the present petition, without expressing any opinion on the merits of the case or the claim being made by the petitioner in the legal notice, respondent No. 2 is directed to decide the legal notice dated 25.07.2020 (Annexure P-2), by passing a speaking order within a period of eight weeks from the receipt of copy of this order. In case, after the decision of the claim of the petitioner, it is found that the petitioner is entitled for the monetary benefits, the same should also be paid to the petitioner within a period of four weeks thereafter.

Present writ petition stands disposed of.

April 08, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? Yes/No

Whether reportable? Yes/No