

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

-.-

CWP No. 25043 of 2021

Date of decision: 03.02.2022

Anita Rani

.....*Petitioner*

Versus

Municipal Corporation Panipat through its Commissioner/Mayor

.....*Respondent*

Coram: Hon'ble Mr. Justice Rajbir Sehrawat

-.-

In virtual Court

Present: Mr. Rajesh Goyal, Advocate
for the petitioner

-.-

Rajbir Sehrawat, J. (Oral)

This is a petition filed under Articles 226/227 of the Constitution of India seeking issuance of a writ in the nature of mandamus, directing the respondent to release the full pension and GPF amount with all statutory benefits to the petitioner being widow of Ved Parkash.

It is submitted by counsel for the petitioner that although the husband of the petitioner has been declared to have attained civil death by the civil Court, vide judgment and decree dated 03.03.2021, however, the retrial benefits of the husband of the petitioner have not been released by the respondent despite having been specifically approached. Counsel for the petitioner contends that the petitioner would be satisfied if the respondent take a conscious decision on legal notice dated 27.09.2021

(Annexure P3) and pass a speaking order thereon, within a time bound frame.

Notice of motion.

Mr. Rajesh Gaur, Additional Advocate General, Haryana, accepts notice on behalf of the respondent.

In view of the above, the present petition is disposed of with a direction to the respondent to decide legal notice dated 27.09.2021 (Annexure P3) of the petitioner and take a conscious decision thereon by passing a speaking order; within a period of three months from the date of receipt of the certified copy of this order.

It is further ordered that if the petitioner is found entitled to any pecuniary benefits upon such a conscious decision, then the said pecuniary benefits shall also be released to the petitioner within a further period of three months, from the date of such conscious decision of the authorities.

(Rajbir Sehrawat)
Judge

03.02.2022

Mohan Bimbura

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