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

**CM-3440-CWP-2022 in/and
CWP-25746-2019
Date of Decision: 14.03.2022**

Sanjay Kumar @ Sanjay Saini

..... Petitioner

Versus

Bhakra Beas Management Board and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Rajesh Khandelwal, Advocate,
for the petitioner.

Mr. Abhishek K.Premi, Advocate,
for respondents No.1 to 3.

Mr. Shalender Mohan, Advocate,
for respondent No.4.

HARSIMRAN SINGH SETHI J. (ORAL)

CM-3440-CWP-2022:

The present application has been filed seeking preponement of the next date of hearing in CWP-25746-2019, which now stands adjourned to 22.09.2022 with a further prayer that as the applicant/petitioner and the non-applicant/respondent No.4 have compromised their dispute vide Affidavit dated 12.02.2021, the main petition may also be disposed of in terms of the said compromise.

Notice of the application to the counsel opposite.

Mr. Abhishek K.Premi, Advocate and Mr. Shalender Mohan,

Advocate, accept notice on behalf of respondents No.1 to 3 and respondent

No.4, respectively, and raise no objection, in case prayers made in the

present application are accepted.

Keeping in view the above, the present application is allowed and the next date of hearing in CWP-25746-2019 is preponed from 22.09.2022 to today itself for consideration.

CWP-25746-2019:

In the present petition, the grievance which is being raised by the petitioner is with regard to the release of the service benefits, in respect of the services rendered by his father, namely Sh. Brij Lal Saini, who was working as a *Mali* with the respondent-Department (Bhakra Beas Management Board), and unfortunately died on 20.10.2018, after which a dispute arose between the petitioner and respondent No.4, who is sister of the petitioner, with regard to claim of the service benefits, which are to be disbursed in respect of the services rendered by their father.

Learned counsel appearing on behalf of respondents No.1 to 3 submits that the Department concerned has no problem in disbursing the said benefits to the person, who is entitled for the same as per the Rules, and the same will be done within a period of next eight weeks, but the only dilemma before the respondent-Department is that the petitioner as well as respondent No.4 are claiming for the same benefit due to which, the same could not be released.

Learned counsels appearing on for the petitioner as well as respondent No.4 submits that now the petitioner and respondent No.4 have compromised their dispute, in view of the Affidavit dated 12.02.2021, therefore, the Department concerned may kindly be directed to disburse the said service benefits to the person, who, according to the Department, is entitled for the same and thereafter, keeping in view the compromise so

effected between them, they will execute the same so as to divide their share between them.

Keeping in view the above, without going into merits of the present case as of now, the Bhakra Beas Management Board is directed to disburse the service benefits, in respect of the services rendered by Sh. Brij Lal Saini, to the person, who, according to the Department, is entitled for the same within a period of eight weeks from the date of receipt of the copy of this order. Thereafter, the parties will be free to claim their share keeping in view the compromise agreement that has taken place between them.

Disposed of in the above terms.

14.03.2022
Apurva

(HARSIMRAN SINGH SETHI)
JUDGE

1. Whether speaking/reasoned : Yes
2. Whether reportable : No