

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

128

CWP-28269-2022

Date of Decision :08.12.2022

Kamla Devi

...Petitioner

Versus

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Abhimanyu Singh, Advocate for the petitioner.

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Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner argues that the petitioner has not been paid pensionary benefits as per her entitlement for the reason that service for which the CPF was not deducted has not been taken into account as qualifying service by the respondents, which act of the respondents is contrary to the law settled by this Court in **CWP-5897-2003** titled as **Prem Chand Tagla and others vs. State of Haryana and others** decided on 09.01.2019. Learned counsel for the petitioner submits that the benefit of the said judgment be given to the petitioner as the petitioner is also similarly situated.

Learned counsel for the petitioner further submits that the petitioner has already raised the said grievance before the respondents by way of filing a representation dated 27.09.2022 (Annexure P/3), which is still pending consideration with the respondents and the petitioner will be satisfied in case a time bound direction is issued to the respondent No.2 to

decide the said representation.

Notice of motion.

Mr. Harish Nain, AAG, Haryana, who is present in the Court, accepts notice on behalf of respondent-State and raises no objection in deciding representation dated 27.09.2022 (Annexure P/3) in a time bound manner by passing an appropriate speaking order.

In view of the request made, without expressing any opinion on the merits of the case or the claim being made by the petitioner in her representation dated 27.09.2022 (Annexure P/3), respondent No.2 is directed to decide the representation dated 27.09.2022 (Annexure P/3) by passing a speaking order within a period of 08 weeks from the date of receipt of copy of this order.

Present writ petition stands disposed of.

December 08, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No