

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CWP-37626-2019

Date of Decision:22.11.2022

Ravinder Kaur

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

Present: Ms. Prabhjot Kaur, Advocate for
Mr. Karanjit Singh, Advocate, for the petitioner.

Mr. Saurav Verma, Addl. A.G., Punjab.

VINOD S. BHARDWAJ , J.(Oral)

Prayer in the instant civil writ petition filed under Articles 226/227 of the Constitution of India is for issuance of a writ in the nature of mandamus directing the respondents to restore the subsistence allowance to the petitioner.

Learned counsel appearing on behalf of the petitioner contends that the petitioner is a terrorist victim and being a widow, she was entitled to subsistence allowance. She refers to the clarification issued by the Department of Relief and Resettlement, Govt. of Punjab dated 19.12.1998 whereby the benefit of subsistence allowance was extended to the terrorist victims who had remarried and thereafter also the clarification issued by the Department of Revenue, Resettlement and Disaster Management, Govt. of Punjab dated 22.07.2010 as per which the subsistence allowance was made admissible to a widow of terrorist violence despite having been granted the

job on compassionate grounds w.e.f. 06.03.2006. She further contends that she has instructions that subsistence allowance is not being paid to the petitioner under the relevant guidelines/clarifications issued by the Govt. of Punjab itself. She also contends that a representation dated 20.08.2019 (Annexure P-4) in this regard stands submitted to the respondents-authorities, but no decision was taken thereupon. It is prayed that the petitioner would be satisfied at this juncture in case the respondents-authorities are directed to look into the grievances of the petitioner and to release her subsistence allowance as admissible in accordance with the relevant guidelines/clarifications issued by the Govt. of Punjab.

Notice of motion.

Mr. Saurav Verma, Addl. A.G., Punjab appears and accepts notice on behalf of the respondents-State and he has no objection to the aforesaid prayer of the petitioner being accepted.

Accordingly, with the consent of the parties and without commenting on the merits of the case, the present writ petition is disposed of with a direction to the respondents-authorities to look into the grievances caused by the petitioner in the representation dated 20.08.2019 (Annexure P-4) and to pass a reasoned and speaking order within a period of four months from the date of receipt of a certified copy of this order after granting an opportunity of hearing to the concerned parties.

The instant civil writ petition is disposed of accordingly.

November 22, 2022
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(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No