

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

110

CWP-1170-2023

Date of Decision:20.01.2023

Santosh

.....Petitioner

Versus

State of Haryana and others

.....Respondents

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

Present: Mr. Ramender Chauhan, Advocate,
for the petitioner.

Mr. Vivek Saini, Addl. A.G., Haryana.

VINOD S. BHARDWAJ , J.(Oral)

The instant petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing the respondents to grant financial assistance in favour the petitioner under the Rajiv Gandhi Bima Yojna.

Learned counsel appearing on behalf of the petitioner contends that the petitioner is entitled to compensation under the Rajiv Gandhi Parivar Bima Yojna for the death of her husband Naresh aged about 32 years, resident of village Kelinga, Tehsil and District Bhiwani in a road accident on 25.08.2008. He submits that the petitioner had earlier approached this Court by filing a petition bearing No.CWP-1403-2012, which was disposed of vide order dated 24.01.2012 (Annexure P-4) directing the respondents to take decision on the legal notice (Annexure P-5) within a period of 60 days from the date of receipt of certified copy of this order. He further contends that

despite the aforesaid order having been passed by this Court, the same has not been complied with and afresh petition has thus been filed.

Since the petitioner had already approached this Court for seeking the said relief and order dated 24.01.2012 (Annexure P-4) was passed, filing of the afresh petition on the same cause of action may not be an appropriate remedy.

Faced with the situation, learned counsel appearing on behalf of the petitioner seeks permission to withdraw the present petition so as to file an appropriate petition, if so advised.

Disposed of as withdrawn with liberty, as aforesaid.

January 20, 2023
seema

(VINOD S. BHARDWAJ)
JUDGE

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