

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

RSA-917 of 2019 (O&M)
Date of Order: 01.08.2023

Manju Rani

.Appellant

Versus

The Chairman, Haryana Bijli Vitran Nigam Limited and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

**Present: Mr. Rahul Jaswal, Advocate,
for the appellant.**

ANIL KSHETARPAL, J

1. The learned counsel representing the appellant pleads no instructions as the appellant has taken away the case file from him.
2. The appellant remains unrepresented. The appeal is pending in this Court for preliminary hearing for the last 3 years. This Court has gone through the paper book.
3. The appellant herein is the wife of defendant no.6, who is entitled to pension from the Haryana Bijli Vitran Nigam Limited. She filed a suit for release of 50% of pension on the basis that she is taking care of her three children. The 1/3rd of the pensionary amount and regular pension is being paid to her. Her children are 37 years, 35 years and 32 years old respectively. Both the Courts have held that the appellant failed to refer to any provision in the rules that govern such cases, which may entitle the appellant to get 50% of the pension of her husband. In the grounds of appeal also, the appellant has not referred to any rules, regulations or instructions to this effect.

4. Keeping in view the aforesaid facts, the appeal is dismissed with liberty to the appellant to file the application for revival, if she feels aggrieved.
5. All the pending miscellaneous applications, if any, are also disposed of.

August 01, 2023
nt

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned:YES/NO

Whether reportable:YES/NO