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

CWP-3760-2023

Date of Decision: 23.02.2023

Madhu

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Lalit Goyal, Advocate
for the petitioner.

JASGURPREET SINGH PURI, J. (ORAL)

The present writ 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/release the family pension and complete service benefits for the service rendered by the husband of the petitioner with the respondent-Nagar Council, to the petitioner along with interest @18% per annum for delay in the payment of above mentioned service benefits till its realization.

Learned counsel for the petitioner has submitted that the husband of the petitioner had died on 17.10.2010 while working as Safai Sewak in the respondent-Nagar Council, Fazilka and the petitioner had made a representation dated 19.12.2022 to the respondents-Council for grant of family pension and complete service benefits, but no action has been taken in this regard. He further submitted that the petitioner had filed a representation as aforesaid vide Annexure P-2 and at this stage he will be satisfied in case the aforesaid representation given by the petitioner is

considered and decided by respondent No.3 in accordance with law and the time-bound direction may be issued in this regard at this stage.

Notice of motion.

Ms. Ambika Bedi, AAG, Punjab, accepts notice on behalf of respondents No.1 to 3.

Mr. Vikram Preet Arora, Advocate has caused appearance and accepted notice on behalf of respondent Nos.4 & 5-MC.

In view of the aforesaid factual position where the petitioner has confined the scope of the present petition at this stage only for the purpose of seeking a direction to respondent No.3 to consider and decide her representation in accordance with law, this Court without observing anything on the merits of the case, deems it fit and proper to dispose of the present writ petition with a direction to respondent No.3-to consider and decide the representation (Annexure P-2) filed by the petitioner within a period of 3 months from today and strictly in accordance with law by passing a well-reasoned speaking order.

In case, the petitioner is found to be entitled for grant of any benefits as prayed by her, then the same shall be paid to her along with interest @ 6% per annum within a period of three months thereafter.

23.02.2023

Bhumika

(JASGURPREET SINGH PURI)
JUDGE

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