

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CWP No.4312 of 2023
Date of decision:08.05.2023

Saween

... Petitioner

Vs.

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Amardeep Hooda, Advocate
for the petitioner.

Mr. Pankaj Middha, Addl.A.G., Haryana.

SUVIR SEHGAL, J. (Oral)

1. By way of present petition, petitioner is seeking issuance of a writ in the nature of mandamus directing the respondents to grant the compassionate financial assistance to her under the Haryana Civil Services (Compassionate Financial Assistance or Appointment) Rules, 2019 (for short “2019 Rules”) w.e.f. 02.08.2021 alongwith interest on the delayed payment.

2. Counsel for the petitioner submits that petitioner is the widow of Narender, Driver, who was working on regular basis and died in harness on 02.08.2021. Counsel submits that despite having been submitted representation seeking compassionate financial assistance under 2019 Rules, same have neither been granted nor released.

3. Upon instructions from Sh. Vikas Chaudhary, Clerk, Haryana

Roadways, Chandigarh, State counsel submits that by virtue of communication bearing No.2628/A1/E3 dated 05.05.2023, vernacular copy of which has been paced on record, it has been decided that 50% of the financial assistance in terms of 2019 Rules be released to the petitioner. He submits that delay in issuance of the letter is on account of the fact that after divorcing his first wife, deceased had married again and there is civil litigation pending before the parties.

4. Be that as it may, in view of the instructions of the State counsel, writ petition is disposed of with a direction to the respondents to release the financial assistance due to the petitioner in terms of communication dated 05.05.2023 within a period of two months from the date of receipt of copy of this order. In case there is any delay in the release of the benefits, respondents will be saddled with interest @ 6% per annum from the date the amount became due till payment.

May 08, 2023
savita

(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No