

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

LPA-746-2022 (O&M)

Date of decision: 15.12.2023

Union of India and others

...Appellants

Vs.

Naresh Kumar and another

...Respondents

**CORAM: HON'BLE MS. JUSTICE RITU BAHRI, ACTING CHIEF JUSTICE
HON'BLE MR. JUSTICE AMAN CHAUDHARY**

**Present: Mr. Ramesh Chand Sharma, Advocate
for the appellants.**

**Mr. Mohit Rathore, Advocate
for respondent No. 1**

Ritu Bahri, Acting Chief Justice

C.M. No. 1788-LPA-2022

For the reasons mentioned in the application, delay of 100 days
in filing of the appeal stands condoned.

The application stands allowed.

LPA No. 746-2023 (O&M)

1. The instant appeal, under Clause X of the Letters Patent Appeal, is against the judgment dated 21.04.2022 passed by the learned Single Bench of this Court, whereby petition (CWP-7902-2021) filed by petitioner/respondent No. 1 has been allowed and the respondents/appellants were directed to release the pensionary benefits of the petitioner and the petitioner/respondent No. 1 was also held entitled to interest @ 6% per annum from the date the pensionary benefits became due till the release of the same.

2. A bare perusal of the judgment of the learned Single Judge

shows that the pensionary benefits of the petitioner/respondent No. 1 has not been released on the sole ground that he has not submitted joint photograph along with his wife as well as a copy of account statement showing joint account along with his wife.

3. It was the case of petitioner/respondent No. 1 that since there was a matrimonial dispute going on with his wife and he is not residing with her, he is unable to give joint photograph as well as copy of account statement of joint account.

4. The Learned Single Judge has rightly allowed the case of petitioner/respondent No. 1 by observing that joint photograph as well as copy of account statement showing joint account will only be required at the time of grant of family pension and thus, it was directed that in case the petitioner/respondent No. 1 supply his separate photograph and his wife along with the details, his pensionary benefits be released.

5. After going through the contents of appeal as well as the impugned judgment, no ground is made out to interfere in the judgment passed by learned Single Judge. Accordingly, the appeal stands dismissed.

5. Since the main appeal is decided, all the pending miscellaneous applications stand disposed of.

(RITU BAHRI)
ACTING CHIEF JUSTICE

(AMAN CHAUDHARY)
JUDGE

15.12.2023

G Arora

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No