

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

118

CWP-24242-2023

Date of decision: 08.11.2023

JASBIR KAUR**.....Petitioner****VERSUS****STATE OF PUNJAB AND OTHERS****.....Respondents****CORAM: HON'BLE MR. JUSTICE DEEPAK MANCHANDA**

Present: Mr. Fateh Singh Dhillon, Advocate
for the petitioner.

DEEPAK MANCHANDA J. (ORAL)

The instant petition has been filed under Article 226 of the Constitution of India for issuance of a writ in the nature of mandamus, directing the respondents to release the Service benefits/Retiral benefits including family pension, gratuity, Provident Fund, Leave Encashment, Ex-gratia and other admissible benefits under the revised pay scales along with interest @ 18 % per annum on account of delayed release with regard to the services rendered by deceased-husband of the petitioner who was working as Class-IV Safai Sewak.

Learned counsel for the petitioner contends that husband of the petitioner had joined the services on 09.08.2001 as Class IV Safai Sewak in the office of respondent No.3-Municipal Corporation, Amritsar but unfortunately while performing his duties, he died in harness on 28.02.2022. He submits that when the husband of the petitioner died, she was entitled to receive all the service benefits/retiral benefits including family pension, gratuity, Provident Fund, leave encashment, Ex-gratia and other admissible benefits under the revised pay scales

along with interest @ 18 % per annum on account of delayed release with regard to the services rendered by her husband but the same had been withheld by the respondent-department without giving any justifiable reasons.

Notice of motion.

On asking of the Court, Mr. Arun Gupta, AAG, Punjab, who is present in the Court, accepts notice on behalf of the respondents No.1 & 2. Mr. Sanjeev Soni, Advocate, who is also present in the Court, accepts notice on behalf of respondents No.3 & 4 and on instructions from Neeraj Bhandari, Superintendent, Health Department, Municipal Corporation, Amritsar submits that the service benefits/retiral benefits of the petitioner including family pension, gratuity, Provident Fund, leave encashment, Ex-gratia and other admissible benefits have been calculated and assessed and same shall be released within a period of 08 weeks along with interest, if any, in accordance with law.

In view of the statement made by learned counsel for the respondents No.3 & 4, nothing remains to be adjudicated in the present matter.

Accordingly, the present petition stands disposed of.

November 08, 2023
Nisha-II

(DEEPAK MANCHANDA)
JUDGE

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