

CWP-12728-2024

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

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CWP-12728-2024

Date of Decision :26.07.2024

Rajpal Kaur

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: None for the petitioner.

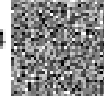
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Harsimran Singh Sethi, J. (Oral)

In the present petition, grievance being raised by the petitioner is that the service benefits in respect of the services rendered by the late husband of the petitioner namely, Jagjeet Singh are not being extended to her and that too without any valid justification.

As per the petitioner, husband of the petitioner was working as Constable in the Punjab Police and unfortunately died on 07.04.2023 but the service benefits in respect of the service rendered by him are not being released by the respondents only on the ground that the mother-in-law of the petitioner has raised a claim qua the same.

As per the petitioner, merely that a claim has been raised by the mother-in-law will not entitle the respondents to withhold the service benefits when the case of the petitioner is covered under the rules governing the service qua the said aspect and hence, prayer of the petitioner is for issuance of a direction to the respondents to pass an appropriate order on the

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claim of the petitioner for the grant of family pension as well as service benefits including the grant of benefit of compassionate appointment for which the petitioner is entitled after the death of her husband Jagjeet Singh.

From the pleadings, it transpires that the said grievance has already been raised by the petitioner before the respondents by way of serving a legal notice dated 01.04.2024 (Annexure P/15), which is still pending consideration with the respondents and the interest of justice will be served in case a time bound direction is issued to the respondents to decide the said legal notice.

Keeping in view the above, the respondents are directed to decide the legal notice dated 01.04.2024 (Annexure P/15) in accordance with law by keeping in view the provisions of the rules governing the service qua the entitlement of the petitioner for the grant of service benefits as well as family pension including the grant of compassionate appointment as being claimed by the petitioner within a period of 08 weeks from the date of receipt of copy of this order and in case, the petitioner is found entitled for any relief, the same will be extended to her otherwise, due reasons for not accepting the claim of the petitioner be mentioned in the speaking order so passed, which will be conveyed to the petitioner.

Present petition stands disposed of in above terms.

July 26, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/Nor