

2024:PHHC:095053



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

112 & 113

Date of decision: 26.07.2024

CWP-17318-2024

MADHU DUTT

.....Petitioner

VERSUS

UNION OF INDIA AND OTHERS

.....Respondents

CWP-17324-2024

SITA DEVI

.....Petitioner

VERSUS

UNION OF INDIA AND OTHERS

.....Respondents

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: - None.

VINOD S. BHARDWAJ, J. (Oral)

Both these writ petitions raise common issues and are accordingly decided by a common order. Facts are, however, been referred from *CWP-17318 of 2024* titled as “*Madhu Dutt versus Union of India and others*”.

2. The prayer in the present writ petition is for directing the respondents to release the pension of the petitioner for grant of ‘Freedom

**CWP-17318-2024 & CWP-17324-2024**

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Fighter Samman Pension”, being the widowed daughter of late Raghbir Chander, Freedom Fighter, from the date of death of her father and mother alongwith consequential benefits with interest. An alternative prayer has also been made for seeking directions to the respondents to decide the representation and legal notice pending with the respondents.

3. Reliance has been placed by the petitioner on the various precedent orders as well as judgments passed by the different Courts including a judgment passed by this Court in ***Letters Patent Appeal No. 1721 of 2015*** titled as ***“Khajani Devi versus Union of India and others”***. The above said Division Bench judgment passed in Letters Patent Appeal was upheld as the Special Leave Petition No. 02353 of 2019 was dismissed by the Hon’ble Supreme Court vide order dated 27.09.2019.

4. Further, this Court had disposed of ***CWP-15158 of 2024*** titled as ***“Vinod Kumari versus Union of India and others”*** vide order dated 08.07.2024 by directing the respondent No.1 to take a decision on the representation.

5. Considering the order which this Court proposes to pass, issuance of formal notice would not be necessary. The present writ petition is disposed of at this juncture with a direction to the respondent No.1 to take a decision on the Legal Notice dated 16.07.2022 (Annexure P-4) by passing a reasoned and speaking order after affording an opportunity of hearing to the respective parties within a period of four months from the date of receipt of certified copy of this order.



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- 6. Petitions stand disposed of accordingly.
- 7. A photocopy of this order be placed on the file of connected case.

(VINOD S. BHARDWAJ)
JUDGE

JULY 26, 2024
Vishal Sharma

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No