



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

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**CWP-19728-2024
Date of decision: 14.08.2024**

HARDEEP KAUR **...PETITIONER**
Vs.
STATE OF PUNJAB AND OTHERS **...RESPONDENTS**

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. R.S. Bajaj, Advocate
for the petitioner.

Mr. Aman Dhir, DAG, Punjab.

JAGMOHAN BANSAL, J (ORAL)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking setting aside of order dated 08.06.2023 (Annexure P-3) whereby petitioner has been extended 50% family pension.
2. The petitioner is widow of Daljit Singh who was working with Punjab Police. Daljit Singh solemnized marriage with Sukhjinder Kaur. She expired on 10.10.2010. She was survived by two children who at present are major. Daljit Singh retired on 30.04.2015 and after his retirement, he solemnized marriage with petitioner on 31.05.2017. No issue was born from this wedlock. Daljit Singh applied to Competent Authority to add name of petitioner in the service record. He passed away on 22.12.2022. The petitioner applied for family pension. The respondent has extended benefit of 50% of family pension.
3. Mr. R.S. Bajaj, Advocate submits that except petitioner there is no claimant of family pension, thus, she is entitled to 100% family pension.



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4. Notice of motion.
5. Mr. Aman Dhir, DAG, Punjab, who on advance notice is present in Court, accepts notice on behalf of respondent-State and waives service.
6. With the consent of both sides, the matter is taken up for final disposal.
7. Learned State counsel submits that principally petitioner is entitled to 100% family pension, however, there is some objection on the part of office of Accountant General. The petitioner is required to submit complete papers with respect to her entitlement.
8. Faced with this, learned counsel for the petitioner submits that as per his instructions, Competent Authority has not forwarded her case to Accountant General. She has already submitted her pension papers which is evident from the fact that she has been granted 50% of family pension.
9. Without commenting upon merits of the case, the petition is disposed of with a direction to respondent Nos. 3 and 4 to reconsider claim of petitioner and pass an appropriate order within 3 months from today.

14.08.2024
manoj

[JAGMOHAN BANSAL]
JUDGE

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