



CWP-32201-2019 (O&M)

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

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CWP-32201-2019 (O&M)
Date of Decision: 29.05.2024

Rakesh Kumar**...Petitioner**

Versus

National Insurance Company Limited and others**...Respondents****CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL**

Present:- Mr. Narinder Singh Dadwal, Advocate for the petitioner
Mr. Karan Ranjha, Advocate
for Mr. V. Ramswaroop, Advocate for the respondents

JAGMOHAN BANSAL, J. (Oral)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is setting aside of communications dated 12.09.2019 (Annexure P-6) and 24.09.2019 (Annexure P-8) whereby he has been denied pension.

2. On 14.07.2022, this Court passed the following order:-

“Learned counsel for the petitioner has furnished a copy of notice dated 18.04.2022 in respect to pensionary benefits to SVRP 2003/SVRS 2004 optees who have rendered qualifying service of less than 20 years but more than 10 years, which is taken on record subject to just exceptions as Annexure P-10. It is submitted that petitioner is entitled to the benefit as claimed even as per this notice.

Learned counsel for the respondents prays for some time to seek instructions and in case, petitioner's claim is



covered under notice dated 18.04.2022, necessary consideration be carried out.

List on 17.11.2022.

Affidavit of the concerned official in this respect be filed well before the next date of hearing.”

3. Mr. Narinder Singh Dadwal, Advocate submits that a substantial period has expired and respondent has not considered petitioner’s claim in terms of policy dated 18.04.2022.
4. Mr. Karan Ranjha, Advocate submits that he has no instructions with respect to extension of benefit of aforesaid policy to the petitioner.
5. Considering the fact that the matter is pending before this Court since 2019 and by order dated 14.07.2022 the respondent was asked to seek instructions qua petitioner’s claim in terms of policy dated 18.04.2022, the petition stands disposed of with a direction to respondents to consider claim of the petitioner, in terms of policy dated 18.04.0222, within three months from today.
6. Pending application(s), if any, shall also stand disposed of.

(JAGMOHAN BANSAL)
JUDGE

29.05.2024
Mohit Kumar

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>