



CWP-29287-2024

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IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

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Date of Decision :28.10.2024

Darshan Kaur and others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Raj Kumar Arya, Advocate for the petitioners.

Mr. Arun Gupta, DAG, Punjab.

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**Harsimran Singh Sethi, J. (Oral)**

Learned counsel for the petitioners submits that the claim of the husband of the petitioner No.1 for the grant of pensionary benefits keeping in view the judgment of the Division Bench of this Court in **CWP-2371-2010 titled as Harbans Lal vs. State of Punjab and others, decided on 31.08.2010** has been rejected by the respondents and the similar order was passed in the case of the other employees as well, which action was challenged in **CWP-17906-2022 titled as, Sanjeev Kumar and others vs. State of Punjab and others**, which writ petition was decided vide order dated 16.05.2024 wherein, a direction has been given by this Court to grant the said benefit keeping in view the judgment in **Harbans Lal (supra)** as well as in **CWP-10238-2017 titled as Jeewan Lata vs. State of Punjab and**



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**others, decided on 10.05.2019** hence, the petitioners are also entitled for the same benefit qua the services rendered by her late husband so that she can also get the benefit of pensionary benefits as well as family pension.

Learned counsel for the petitioners submits that the petitioners have already raised the said grievance in the representation dated 30.05.2024 (Annexure P-6) but the same is still pending consideration with the respondents and the petitioners will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the same by passing an appropriate speaking order.

Notice of motion.

On the asking of the Court, Mr. Arun Gupta, DAG, Punjab, who is present in Court, accepts notice on behalf of the respondents and submits that in case, the representation dated 30.05.2024 (Annexure P-6) has been received in the office of the respondents and the same is still pending consideration with the authorities concerned, the same will be decided by the competent authority by passing an appropriate speaking order by keeping in mind the order passed by this Court in **Sanjeev Kumar (supra)** within a period of eight weeks from the date of the receipt of copy of this order and in case, it is found feasible to accept the claim of the petitioners, the same will be accepted, otherwise due reasons for not accepting the claim of the petitioners will be mentioned in the speaking order so passed, which order will be conveyed to the petitioners for their information and necessary action.

Learned counsel for the petitioners submits that keeping in view the statement of learned counsel for the respondent-State, the present

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petition may kindly be disposed of having been not pressed any further.

Ordered accordingly.

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|-----------------------------|-------------------------|
| October 28, 2024            | (HARSIMRAN SINGH SETHI) |
| aarti                       | JUDGE                   |
| Whether speaking/reasoned : | Yes/No                  |
| Whether reportable :        | Yes/No                  |