



CWP-30579-2024

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(125)

CWP-30579-2024

Date of Decision : November 13, 2024

Balwinder Kaur and another

.. Petitioners

Versus

The State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Suresh Pal, Advocate, for the petitioners.

Mr. T.P.S. Chawla, Sr. Deputy Advocate General, Punjab.

HARSIMRAN SINGH SETHI J. (ORAL)

1. In the present writ petition, the grievance being raised by the petitioners is that the claim of the petitioners is squarely covered by the judgment of the Coordinate Bench of this Court passed in ***CWP No.4629 of 2012 titled as Sunil Kumar Sharma and others vs. State of Punjab and others, decided on 19.02.2018 and other connected cases (Annexure P-3)***, which judgment has already been upheld by the Division Bench of this Court but the benefit of the said judgment has not been extended to the petitioners and that too without any valid justification hence, the respondents are liable to be directed to grant the petitioners the benefit as admissible under the judgment of the Coordinate Bench of this Court in ***Sunil Kumar Sharma's case (supra)***.

2. Learned counsel for the petitioners submits that the grievance raised in the present petition has already been raised by the petitioners in the legal notice dated 18.05.2024 (Annexure P-6) which is still pending

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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 said legal notice by passing an appropriate speaking order.

3. Notice of motion.

4. Mr. T.P.S. Chawla, learned Sr. Deputy Advocate General, Punjab, who is present in the Court, accepts notice on behalf of the respondents.

5. Learned counsel for the respondents submits that in case the legal notice dated 18.05.2024 (Annexure P-6) has been received in the office of the concerned authorities and the same is still pending consideration with the authorities concerned, the same will be decided by the competent authority within a period of eight weeks from the date of the receipt of certified copy of this order by passing an appropriate speaking order and in case, after the decision any relief is to be extended to the petitioners, the same will be extended, otherwise due reasons will be mentioned in the speaking order to be passed for not accepting the claim of the petitioners for their information and necessary action.

6. Learned counsel for the petitioners submits that keeping in view the statement of learned State counsel, the present writ petition may kindly be disposed of having been not pressed any further.

7. Ordered accordingly.

November 13, 2024
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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