

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

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CWP-37229-2019  
Date of decision: 05.02.2024

Rupinder Kaur ...Petitioner

Versus

State of Punjab and others ....Respondents

**CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR**

**Present:** Mr. Sanjeev Kumar Arora, Advocate for the petitioners.

Mr. Ajit Singh Natt, A.A.G., Punjab.

Mr. S.S. Bhinder, Advocate for respondent No.3.

**NAMIT KUMAR J. (Oral)**

1. The petitioner has filed the instant writ petition under Article 226 of the Constitution of India for issuance of a writ in the nature of certiorari for quashing of order dated 10.12.2019 (Annexure P-2) whereby the claim of the petitioner to grant her family pension and other retiral benefits in lieu of the services rendered by her husband, has been rejected by the respondents and for issuance of a writ in the nature of mandamus directing the respondents to grant family pension and other due benefits to the petitioner by considering the late husband of the petitioner entitled under the Old Pension Scheme as applicable to the employees recruited in service prior to 01.01.2004 as per Punjab Municipal Employees Pension and General Provident Fund Rules, 1994.

2. Learned counsel for the parties are ad idem that the present writ petition is covered by the judgment passed by this Court in **CWP**

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No.2371 of 2010, titled as ‘*Harbans Lal Vs. State of Punjab*’, decided on 31.08.2010 as well as LPA No.666 of 2022 and other connected appeals, titled as ‘*Municipal Council, Qadian Vs. Musthaq Maish and others*’, decided on 21.12.2023.

3.               Consequently, the instant writ petition is allowed in the same terms as in CWP No.2371 of 2010.

05.02.2024  
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(NAMIT KUMAR)  
JUDGE

Whether speaking/reasoned:  
Whether reportable:

Yes/No  
Yes/No