



CWP-34083-2024

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(125)

CWP-34083-2024

Date of Decision : December 17, 2024

Baljinder Kaur

.. Petitioner

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Jasbir Singh Mohri, Advocate, for the petitioner.

Mr. Arun Gupta, Deputy Advocate General, Punjab.

HARSIMRAN SINGH SETHI J. (ORAL)

1. Learned counsel for the petitioner submits that the petitioner is claiming compassionate appointment after the death of her mother but the same is not being considered on the ground that she is married daughter though the said question of law has already been settled by the Coordinate Bench of this Court in *CWP No.2218 of 2017 titled as Amarjit Kaur vs. State of Punjab and another, decided on 17.01.2020*, which judgment has already been upheld by the Division Bench of this Court in LPA No.462 of 2021.

2. Learned counsel for the petitioner further submits that even the pensionary benefits admissible to the petitioner after the death of her mother in respect of the service rendered by her mother has not been granted to her though the claim of the petitioner is to be considered as per the judgment of

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this Court in ***CWP No.10238 of 2017 titled as Jeewan Lata vs. State of Punjab and others, decided on 10.05.2019.***

3. Learned counsel for the petitioner further submits that the grievance raised in the present petition has already been raised by the petitioner in the legal notice dated 04.10.2024 (Annexure P-15) which is still pending consideration with the respondents and the petitioner 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.

4. Notice of motion.

5. Mr. Arun Gupta, learned Deputy Advocate General, Punjab, who is present in the Court, accepts notice on behalf of the respondents.

6. Learned counsel for the respondents submits that in case the legal notice dated 04.10.2024 (Annexure P-15) 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 petitioner, 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 petitioner for her information and necessary action.

7. Learned counsel for the petitioner 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.

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8.

Ordered accordingly.

December 17, 2024

harsha

(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No