

2025:PHHC:034397



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

COCP-1528-2024 (O&M)
Decided on:-11.03.2025

Khushi

....Petitioner..

vs.

Sanjeev Kaushal, Secretary to Govt. of Haryana
Deptt. of Cooperative Societies, Chandigarh
and others

....Respondents.

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr.N.K.Malhotra, Advocate for the petitioner.

Mr. Ajay Chaudhary, Advocate with
Mr. Naresh Kumar, Joint Registrar, Cooperative Societies
Haryana, Panchkula.

Mr. Arun Beniwal, Sr. DAG, Haryana.

HARKESH MANUJA J. (Oral)

1. Vide order dated 28.07.2023 passed by this Court in CWP-11630-2016, it was directed that the ex-gratia compensation of Rs.5 lakhs along with interest be disbursed in view of resolution dated 12.06.2006 passed by the Hansi Cooperative Marketing-cum-Processing Society Ltd..
2. Learned counsel for the respondents informs that the said ex-gratia amount along with interest stands released in favour of the petitioner alongwith her two brothers in equal proportion, however, learned counsel for the petitioner submits that the entire amount was payable to the petitioner only and the brothers were having no right. It has also been pointed out that the Writ Court even ordered the amount be paid to the

petitioner as the writ petition was filed on behalf of the petitioner only and the same was allowed.

3. Having perused the Writ Court order, I do not see any such observation about release of entire ex-gratia amount to the petitioner alone. Surprisingly, no such plea was either raised before the Writ Court or even was adjudicated upon therein. Moreover, no provision of law or any rule has been referred to by the learned counsel representing the petitioner that the entire compensation amount was to be released in favour of one of the legal heirs of the deceased.

4. In view of the fact that the ex-gratia amount has already been released to the legal heirs of deceased-employee in equal proportion, no further orders are required to be passed in the present petition, as such, the same is disposed of. Rule stands discharged.

5. However, the petitioner would be at liberty to avail her remedies in accordance with law, in case, any cause survives.

6. Pending application, if any, also stands disposed of.

11.03.2025

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(HARKESH MANUJA)
JUDGE

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/ No