



CWP-11986-2025

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

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CWP-11986-2025

Date of Decision: 30.04.2025

Jaswinder Kaur

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. P.S. Khurana, Advocate and
Mr. Karamjot Kaur, Advocate for the petitioner
Mr. Aman Dhir, Deputy Advocate General, Punjab

JAGMOHAN BANSAL, J. (Oral)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking direction to the respondents to restore her family pension.

2. The petitioner solemnized marriage with Jagdev Singh who passed away on 16.06.1994. He was part of Punjab Police Force, thus, petitioner was entitled to family pension. She started getting family pension the moment her husband passed away. She solemnized second marriage with her brother-in-law, namely, Gursewak Singh (*Devar*). Unfortunately, Gursewak Singh also passed away on 09.03.2012. The respondent stopped her family pension in 2014 on the ground that she had solemnized second marriage.

3. Learned counsel for the petitioner submits that petitioner is entitled to family pension. Her case is squarely covered by judgment dated

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07.11.2023 passed by this Court in ***CWP No.21472 of 2020, Surinder Kaur v. State of Punjab and others.***

4. Mr. Aman Dhir, Deputy Advocate General, Punjab, who on advance notice is present in Court, on being confronted with aforesaid judgment assures the Court that competent authority would re-consider claim of the petitioner in the light of afore-cited judgments. The needful would be done without three months from today.

5. Learned counsel for the petitioner agrees to aforesaid arrangement.

6. In the wake of statement of both sides, the present petition stands disposed of with a direction to the respondent-authorities to re-consider claim of the petitioner and pass an appropriate order within three months from today.

7. It is made clear that once the petitioner's eligibility for family pension is established, her entitlement shall begin from today.

(JAGMOHAN BANSAL)
JUDGE

30.04.2025*Mohit Kumar*

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