

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

2025:PHHC:055637



(123)

**CWP-11945-2025
Decided on : 30.04.2025**

Sushila Devi

.....Petitioner

Versus

State of Haryana & others

.....Respondents

CORAM : HON'BLE MR.JUSTICE TRIBHUVAN DAHIYA

Present: Mr.Sahil Khunger, Advocate, for the petitioner.

TRIBHUVAN DAHIYA, J. (Oral)

The petition has been filed, *inter alia*, seeking a writ of *mandamus*, directing the respondents to fix the petitioner's husband's pay at ₹ 660 per month with effect from 12.02.1981, and revise the pensionary benefits on that basis.

2. Learned counsel contends that the petitioner's husband joined as Clerk in an aided College at Gohana on 17.09.1969, and was confirmed as such on 17.12.1970. Later, he was promoted as Assistant on 01.12.1978, and confirmed on 01.12.1979. The College was taken-over by the Government on 12.02.1981; at that time the petitioner's husband was accepted in Government service as a Clerk instead of Assistant, though he was serving in that capacity in the aided College. He made a representation against it to the Department on 02.02.1981, but his pay was never re-fixed. After retirement from service on 30.09.2003, he was released pensionary benefits and unfortunately expired on 11.12.2016.

3. Considering the facts aforementioned, this Court is of the view that the petitioner cannot be allowed to agitate a stale claim seeking re-fixation of pay of her deceased-husband with effect from 12.02.1981, after more than four decades; more so, when the petitioner himself never raised the claim while in service.

4. In view thereof, there is no ground to entertain the petition and it stands dismissed in *limine*.

April 30, 2025
sailesh

(TRIBHUVAN DAHIYA)
JUDGE

Whether speaking/reasoned :

Yes/No

Whether Reportable :

Yes/No