

CWP-24130-2015

2026:PHHC:062485



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

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CWP-24130-2015Date of Decision: **23.04.2026**

Davinder Kaur

.....Petitioner

VERSUS

State Of Punjab And Ors.

..Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present : Mr. APS Shergill, Advocates
for the petitioner.

Mr. Amit Shukla, DAG, Punjab.

Ms. Anupam Bhanot, Advocate
for respondents No.2 to 6
(through video conferencing).

HARPREET SINGH BRAR, J. (Oral)

1. The present Civil Writ Petition has been filed under Articles 226/227 of the Constitution of India, praying for the issuance of a writ in the nature of *mandamus* or any other appropriate writ, thereby directing the respondents to release special pension to the petitioner and to consider the name of the petitioner's son for appointment in the respondent-Department

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in view of Circular No. 2/2007 dated 24.07.2007 issued by respondent No. 7 (Annexure P-9) and further prayer for the issuance of a writ in the nature of *certiorari* for quashing the impugned order dated 25.06.2013 (Annexure P-8), whereby the claim of the petitioner for release of special pension and other benefits, as well as appointment of her son on compassionate grounds, has been rejected arbitrarily, the said order being unconstitutional, unlawful, illegal, unsustainable in the eyes of law, and liable to be set aside as null and void.

2. Learned counsel for the petitioner at the outset submits that the petitioner withdraws his prayer regarding compassionate appointment and confines his prayer to the extent of special family pension in terms of Circular No. 2/2007 dated 24.07.2007 (Annexure P-9). Further, he has limited his prayer to the extent that the present petition be treated as a comprehensive representation and the same be decided by respondent No.3 in a time bound manner by passing a speaking order after affording an opportunity of being heard.

3. Learned counsel for the respondent-Corporation submits that since the petitioner has withdrawn his claim towards compassionate appointment, his request for special family pension can be considered in the light of Circular No. 2/2007 dated 24.07.2007 (Annexure P-9).

4. Therefore, in view of the submission made by learned counsel for the parties, the present writ petition is disposed of and the respondent

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No.3/competent authority is directed to treat the writ petition as representation and consider the claim of the petitioner with regard to special family pension in terms of (Annexure P-9) and pass a speaking order, after affording him an opportunity to be heard, within a period of 06 weeks from the date of receiving a certified copy of this order. Further, the decision taken thereof shall be conveyed to the petitioner.

5. Needless to say, in case the petitioner has already received any other benefit under the *ex-gratia* policy, the petitioner is directed to deposit the same with the respondent-Department, in accordance with law.

6. Pending miscellaneous application(s), if any, shall also stands disposed of.

(HARPREET SINGH BRAR)
JUDGE

23.04.2026*Parul Verma*

Whether speaking/reasoned. : Yes/No

Whether Reportable. : Yes/No