2026:AHC:231067

HIGH COURT OF JUDICATURE AT ALLAHABAD

WRIT - A No. - 18531 of 2026

Ganga Shree

.....Petitioner(s)

Versus

State Of U.P. And 4 Others

.....Respondent(s)

Counsel for Petitioner(s)	:	Shivendera Rajwar
Counsel for Respondent(s)	:	C.S.C.

Court No. - 52

HON'BLE MRS. MANJU RANI CHAUHAN, J.

Heard learned counsel for the petitioner, learned Standing Counsel for the State-respondent, and perused the record.

The present writ petition has been filed *inter-alia* for the following reliefs:-

"i. issue writ order or direction in the nature of mandamus directing and commanding the respondent no.3 to issue provisional family pension to the petitioner.

ii. Issue a writ, order or direction in the nature of Mandamus directing and commanding the respondent authorities to release the arrears of family pension to the petitioner w.e.f. 23.04.2004 along with 12% interest.

iii. Issue any other suitable writ, order or direction as this Court may deem fit and proper in the facts and circumstances of the case.

iv. Award cost of petition to the Petitioner."

Learned counsel for the petitioner submits that the petitioner's husband expired on 23.04.2004 and the petitioner has been continuously approaching the respondent authorities for provisional family pension, but nothing has been done. Therefore, a direction may be issued to respondent No. 3 to decide the petitioner's claim in accordance with law.

Learned Standing Counsel submits that in case petitioner moves a fresh application/representation before the competent authority, the same shall be considered and decided in accordance with law.

Considering the facts and circumstances of the case but without expressing any opinion on the merits of the case set up on behalf of the petitioner, the present writ petition is **disposed of** by providing that the petitioner may make fresh application/representation, ventilating all her grievances, supported by such documents, as may be advised, before the respondent

no.3; Deputy Director of Secondary Education Kanpur Region, Kanpur, within three weeks from today along with a certified copy of this order. On such representation being made, respondent no.3 shall make all endeavours to consider and decide the same, strictly in accordance with law, by means of a reasoned and speaking order, after giving proper opportunity of hearing to the parties concerned, as expeditiously as possible, preferably within a period of two months from the date of production of certified copy of this order, if there is no legal impediment.

Needless to say that as there is a delay in filing the writ petition, therefore, in case the petitioner is held entitled to family pension, she shall not claim interest on the delayed payment of the same.

November 5, 2026
Jitendra/-

(Mrs. Manju Rani Chauhan,J.)

Digitally signed by :-
JITENDRA KUMAR YADAV
High Court of Judicature at Allahabad