

Government of Jammu & Kashmir
Public Works (R&B) Department
Civil Secretariat, J&K

Subject: CP No. 280/2023 in OA No. 618/2023 titled Gurmeet Kour V/s UT of J&K and others.

Government Order No. 529 - PW(R&B) of 2023
Dated: 27-12-2023

Whereas, the petitioner Smt. Gurmeet Kour has filed instant OA No. 618/2023 praying following relief before the Hon'ble Tribunal:-

- a) Mandamus commanding and directing the respondents to release the retiral benefits including arrears, gratuity, pension, leave salary, G.P. Fund and other retiral benefits alongwith interest w.e.f. 30.12.2007 to the applicant on account of 34 years of service rendered by the deceased husband of the applicant namely Lt. Sh. Raj Kulbushan Singh who came to be superannuated on 30.12.2007 from the post of Superintending Engineer.
- b) Mandamus commanding and directing the respondents to release all the consequential benefits to the applicant.
- c) Such other relief as this Hon'ble Court may deem fit and proper in the given facts and circumstances of the case kindly be passed in favour of the applicant as against the respondents.

Whereas, the Hon'ble CAT, Bench Jammu vide order dated 03.07.2022 with the following direction:-

"Accordingly, the Original Application is disposed of with a direction to the



Principal Secretary to Government, Department of Public Works (R&B), Jammu (Respondent No. 1 herein) to treat the applicant's aforesaid legal notice as her representation and pass a reasoned and speaking order in accordance with law. Before taking such a decision, the applicant shall also be afforded an opportunity of hearing. The whole exercise shall be undertaken within a period of six weeks from the date of receipt of a certified copy of this order."

Whereas, feeling aggrieved with the non-implementation of order dated 03.07.2023, the applicant has now filed contempt petition no. 280/2023 titled Gurmeet Kour V/s UT of J&K and others and same is pending and adjudication before the Hon'ble CAT.

Whereas, on the receipt of the Hon'ble CAT order dated 03.07.2023 the petitioner was given an opportunity of being heard on 14.07.2023 in the office chamber of Additional Secretary to Government, (R). Pursuant to the meeting, the J&K SIDCO and Chief Engineer R&B Jammu vide letter dated 13.07.2023 were requested to furnish detailed report regarding pension case of deceased Er. Raj Kulbushan Singh for proceeding further.

Whereas, the petitioner was again called on 07.12.2023 to furnish the relevant documents which lies in her possession so that the pension case of her late husband is settled.

Whereas, in order to implement the judgment, a meeting was convened by Principal Secretary to Government, PW(R&B) Department in his office chamber at Civil Secretariat Jammu in which the following officer were present:-

- i) Commissioner, Jammu Municipal Corporation
- ii) Managing Director, SIDCO, J&K.
- iii) Director Finance, PW(R&B) Department.
- iv) Additional Secretary to Government, (R) PW(R&B) Department
- v) Chief Engineer R&B Jammu.
- vi) Senior Law Officer, PW(R&B) Department.



Whereas pursuant to the meeting, the following decision were taken:-

1. Commissioner, Jammu Municipal Corporation, Managing Director, J&K SIDCO and Chief Engineer PW(R&B) Department Jammu shall make endeavor to search the original service book and other relevant documents requisite in their office for making out case for pension of the deceased employee.
2. Managing Director, J&K SIDCO and Commissioner, Jammu Municipal Corporation to give complete account of money, husband of the petitioner has taken from them.
3. Petitioner shall be advised to furnish the following documents requisite for processing the case of pension of husband of the petitioner viz:-
 - a. copy of notification of retirement
 - b. Service book in original
 - c. NDCs of all the concerned department and
 - d. Original LPC.

In case notification is not available, the DOB and the first two pages of Service Book for issuance of retirement notification be submitted.

4. As soon as the above documents are furnished the case for pension shall be processed within ten days by Chief Engineer R&B Jammu.
5. Additional Secretary (R) was advised to search all documents and consult the counterparts of husband of the petitioner who retired in 2008 to retrieve the records. Collect documents from PMGSY office where he worked as SQM after his retirement.

Now therefore, the applicant is hereby advised to furnish the



following documents, so that the pension case of her deceased husband is processed for Accountant General office:-

- a. Copy of notification of retirement
- b. Service book in original
- c. NDCs of all the concerned department and
- d. Original LPC.

Once the above documents are furnished, the case of the petitioner's late husband for pension benefits shall be processed within 10 days.

By order of the Government of Jammu and Kashmir.

Sd/-
(Shailendra Kumar) IAS,
Principal Secretary to Government
Public Works(R&B) Department

No:-PWD-LIT/232/2023-05


Dated: 27-12-2023

Copy to the:-

1. Joint Secretary (J&K), Ministry of Home Affairs, Government of India, New Delhi.
2. Principal Secretary to Hon'ble Lieutenant Governor, J&K.
3. Director, Archives & Archeology & Museums J&K.
4. Commissioner, Jammu Municipal Corporation Jammu.
5. Managing Director SIDCO J&K.
6. Chief Engineer PW(R&B) Department, Jammu.
7. OSD to Advisor(B) to the Hon'ble Lieutenant Governor, J&K.
8. Private Secretary to Principal Secretary to the Government Public Works(R&B) Department.
9. Concerned.
10. In-Charge Website PW(R&B) Department.
11. Government Order file/Monday return.


(Karan Singh)

Under Secretary to Government,
Public Works (R&B) Department


27/12/23