

**Court No. - 36**

**Case :-** WRIT - A No. - 19116 of 2023

**Petitioner :-** Prashant Kumar

**Respondent :-** State Of U.P. And 3 Others

**Counsel for Petitioner :-** Hriday Narayan Pandey,Prakash Chandra Bharti

**Counsel for Respondent :-** C.S.C.,Harsh Vardhan Gupta

**Hon'ble Manjive Shukla,J.**

1. Heard learned counsel appearing for the petitioner, learned Standing Counsel appearing for the Respondents No. 1 & 2 and Mr. Harsh Vardhan Gupta, learned counsel appearing for the Respondents No. 3 & 4.

2. Petitioner through this writ petition has prayed for a direction from this court thereby commanding the Respondent No. 3 to consider and decide her case for compassionate appointment.

3. Facts of the case, in brief, are that father of the petitioner while working on the post of Assistant Teacher in Primary School at district Kaushambi died in harness on 10.05.2021. Petitioner after the death of her father has submitted application for compassionate appointment on 23.09.2023 before District Basic Education Officer, Kaushambi and has prayed for her compassionate appointment.

4. Learned counsel appearing for the petitioner has argued that though petitioner has submitted application for compassionate appointment on 23.09.2023, but till date her case for compassionate appointment has not been considered and decided.

5. On the other hand Mr. Harsh Vardhan Gupta, learned counsel appearing for the Respondents No. 3 & 4 has very fairly submitted that since petitioner's case is pending before District Basic Education Officer, Kaushambi, therefore, ends of justice would be served if a direction is issued by this court to Respondent No. 3 to consider and decide the petitioner's case for compassionate appointment within a fixed time frame.

6. In view of the aforesaid submissions advanced by the learned counsels appearing for the parties, this writ petition is finally ***disposed of*** with a direction to Respondent No. 3 to consider and decide petitioner's application dated 23.09.2023 for

compassionate appointment by passing speaking and reasoned order within two months from the date of service of certified copy of this order.

**Order Date :- 2.12.2023**

Gaurav