

Court No. - 8

Case :- WRIT - A No. - 1699 of 2022

Petitioner :- Manish Srivastva

Respondent :- State Of U.P. Thru. Prin. Secy. Appointment Deptt. Civil Secrty.
Lko. And 2 Others

Counsel for Petitioner :- Romit Seth

Counsel for Respondent :- C.S.C.,Gaurav Mehrotra,Shishir Jain

Hon'ble Dinesh Kumar Singh, J.

1. Heard Sri Romit Seth, learned counsel appearing for the petitioner and Sri Shishir Jain, learned counsel appearing for the High Court and learned Additional Chief Standing Counsel appearing for the State.
2. Present petition under Article 226 of the Constitution of India has been filed seeking quashing of the orders dated 03.03.2022 and 11.03.2022 passed by the District Judge, Sitapur whereby request of the petitioner for giving him compassionate appointment on Class III post under The U.P. Recruitment of Dependents of Government Servants Dying in Harness Rules, 1974 (for short "Rules, 1974") has been rejected, and the petitioner has been offered a Class IV post.
3. Sri Shishir Jain, learned counsel appearing for the High Court submits that the recruitment committee of the High Court has taken a decision on 07.07.2023 that a person claiming compassionate appointment should possess requisite qualifications to be appointed on Class III post, then his candidature should be reconsidered for appointment on Class III post, if there is a vacancy in district judgeship.
4. In the light of the above policy decision of this Court, District Judge, Sitapur is directed to take a fresh decision in accordance with law on the request of the petitioner for giving him appointment on Class III post under Rules, 1974 as amended from time to time.
5. With the aforesaid, the writ petition is ***disposed of***.

(Dinesh Kumar Singh, J.)

Order Date :- 13.7.2023

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