

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No 1408 of 2012

IN

Civil Writ Jurisdiction Case No 11676 of 2012

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Most Raj Pritiya Devi Wife Of Late Siya Ram @ Shiv Narayan Ram Resident Of
Village - Kurtnaula, Tola - Gopi Indira Tola, P.S. - Phulwarisharif, District - Patna

.... Appellant/s

Versus

1. The Chairman Electricity Board, Vidyut Bhawan, Patna
2. The Executive Engineer, Nutan Rajdhani, P.E.S.U., Patna Mangles Road, Patna
3. The Assistant Engineer, Nutan Rajdhani, P.E.S.U., Patna Mangles Road, Patna
4. The Junior Engineer, Nutan Rajdhani, P.E.S.U., Patna Mangles Road, Patna

.... Respondent/s

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For the Appellant/s : M/s Dharnidhar Mishra &
Mr Ravi Shanker Dwivedi, Advocates

For the Respondent/s : Mr Anand K Ojha, Addl Standing Counsel, BSPHCL
& other Companies

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CORAM: HON'BLE MR JUSTICE NAVANITI PRASAD SINGH

And

HON'BLE MR JUSTICE JITENDRA MOHAN SHARMA

ORAL JUDGMENT

(Per: HONOURABLE MR JUSTICE NAVANITI PRASAD SINGH)

Date: 20-04-2015

Heard learned counsel for the appellant and learned counsel
for the Electricity Board and with their consent, this appeal is being
disposed of at this stage itself.

2 Husband of the writ petitioner, who is the appellant in this
intra-Court appeal, died about 30 years back while in service of the
Electricity Board. As his children were minors, the widow agreed that
compassionate appointment be given to her brother-in-law being the
elder brother of the deceased. He was, thus, appointed on

compassion. He also worked for about 30 years and died in harness at the fag end of his career. The widow of the original employee applied for compassionate appointment of her son who has now become major.

3 The learned Single Judge, in our view, rightly rejected the claim and refused to entertain the writ petition as compassionate appointment is not to be a chain of appointments nor a right nor to continue generation after generation. We see no reason to take a different view of the matter.

4 This appeal is devoid of merit and is dismissed accordingly.

(Navaniti Prasad Singh, J)

M.E.H./-

(Jitendra Mohan Sharma, J)

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