

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.19306 of 2014

DATE OF DECISION: NOVEMBER 3, 2015

NAVJOT SINGH

...PETITIONER

VERSUS

UNION OF INDIA & OTHERS

...RESPONDENTS

**CORAM: HON'BLE MR. JUSTICE M. JEYAPPAUL.
HON'BLE MR. JUSTICE DARSHAN SINGH.**

1. Whether the judgement should be reported in the digest? Yes/No

PRESENT: MR. VIKAS SINGH, ADVOCATE FOR THE PETITIONER.
MR. NAMIT KUMAR, ADVOCATE FOR RESPONDENTS NO.1 TO 3.

M. JEYAPPAUL, J.

1. Dismissal of the application filed for quashing the rejection of the claim for compassionate appointment made by the Tribunal is under challenge before this Court.

2. Heard the submissions made by learned counsel appearing for the writ petitioner as well as learned counsel appearing for respondents No.1 to 3.

3. It is a well settled proposition of law that compassionate appointment is available only in the case of extreme financial distress faced by the family of the employee who died in harness. It is found that the Appointing Authority has weighed the merits and demerits of various applicants seeking compassionate appointment and found that the writ petitioner has scored only 49 points, whereas the other applicants appointed on compassionate ground have scored more points than the applicant. The

writ petitioner has earned points in terms of the scheme for compassionate appointment based on the information furnished by him while seeking compassionate appointment. It was also noted by the Appointing Authority that there was no liability left behind by the father of the writ petitioner. The mother of the writ petitioner is drawing pension. The family is living in their own house. Nothing was brought on record to show that the Appointing Authority had acted arbitrarily in rejecting the claim of the applicant for compassionate appointment. Comparative merit, as per the scheme for compassionate appointment, was rightly weighed by the Appointing Authority before passing the impugned order rejecting the claim of the applicant.

4. We do not find any merit in the writ petition and therefore, it stands dismissed.

(M. JEYAPPAUL)
JUDGE

November 3, 2015
Gulati

(DARSHAN SINGH)
JUDGE