

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13124 of 2013

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Kaushalya Devi W/O Late Rajendra Shaw Resident Of C/O New Bus
Stand, Mithapur, Road No. 2, Sanjay Nagar, Patna.

.... Petitioner

Versus

1. The Regional Manager, Life Insurance Corporation Of India, East Middle
Regional Office, Jeevan Deep, Exhibition Road, Patna.

2. Senior Divisional Manager, L.I.C. Of India Divisional Officer, Fraser
Road, Patna.

3. Manager, (P & Ir), L.I.C. Of India, Patna Divisional Office-I, Jeevan
Prakash Mazharul Haque Path, Patna.

.... Respondents

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Appearance :

For the Petitioner/s : Mr. Durga Narayan, Adv.

Mr. Mohit Raj, Adv.

Mr. Ankit Kund, Adv.

For the Respondent/s : Mr. Rajeev Ranjan Prasad, Adv.

Mr. Nilanjan Chatterjee, Adv.

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

6 09-11-2016 Heard learned counsel for the petitioner and the learned
counsel for LIC.

The petitioner is claiming his appointment on
compassionate ground on account of the fact that her husband has
died in harness on 21.7.2008.

The L.I.C. has refused to give such benefit as the Scheme
of compassionate appointment of L.I.C. provides that if any family
member of the deceased employee is already in service, second
person cannot claim the benefit. In the present case, the younger
son of the petitioner is already in service of Government of India
and she wants appointment for the first son, which cannot be

conferred in view of scheme of compassionate appointment. The counsel for the petitioner has relied upon certain provision of scheme which is not permissible as the whole Scheme has to be read in entirety and not in isolation which itself provides that if any member of the deceased employee is in Government service, no further benefit can be given. This issue has already been concluded by this Court in C.W.J.C.No. 10236 of 2013.

In such view of the matter, this Court does not find any merit in the present application. This application is, accordingly, dismissed.

(Shivaji Pandey, J)

Surendra/-

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