

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**Civil Writ Petition No. 20704 of 2016 (O&M)
Date of Decision: 20.12.2016**

Kuldeep Singh

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: None for the petitioner.

JASWANT SINGH, J. (ORAL)

Petitioner-Kuldeep Singh has laid challenge to a memo dated 28.07.2016 (**Annexure P-6**) whereby his claim for compassionate appointment has been declined.

The facts in brief are that the father of the petitioner, namely, Darshan Singh (ASI) attained the age of superannuation and thus retired w.e.f. 30.04.2014. In terms of policy dated 23.10.2012 (**Annexure P-1**), the benefit in extension in service was granted to said Darshan Singh w.e.f. 01.05.2014 till 30.04.2015. Thereafter, as per order dated 24.02.2015 (**Annexure P-2**), the benefit of second extension was also allowed i.e. w.e.f. 01.05.2015 till 30.04.2016. During the second extension period, Darshan Singh died on 26.12.2015 due to illness. Hence, the claim for compassionate appointment by the petitioner was made in January 2016 and also a legal notice dated 21.06.2016 (**Annexure P-5**) was got issued through his Advocate. The SSP, Bathinda vide memo dated 28.07.2016 (**Annexure P-6**) replied to the legal notice wherein it is stated that vide notification

dated 21.10.2014, an amendment to the policy has been made wherein it was specified that the official(s), who dies in the period of extension in service, his heirs would not be considered for appointment on compassionate grounds. Hence, it was replied that the petitioner was ineligible to seek compassionate appointment.

None has put in appearance on behalf of the petitioner to address the arguments.

In view of the aforesaid facts as culled out from the pleadings, it is apparent that at the time of granting second extension to Darshan Singh vide order dated 24.02.2015 **(P-2)**, the amended policy dated 21.10.2014 had come into play, which provides no compassionate appointment in case the official dies during the extension period. The said condition would be applicable and binding in the case of the present petitioner.

In view of above, no case for interference is made out, accordingly, the present petition stands dismissed.

December 20, 2016

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**(JASWANT SINGH)
JUDGE**

Whether Speaking/reasoned	Yes
Whether Reportable	No