

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

**Civil Writ Petition No. 9192 of 2015 (O&M)
Date of Decision: 05.10.2016**

Nirmal Singh

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Nakul Sharma, Advocate
for the petitioner.

Mr. Vaibhav Sharma, Deputy Advocate General, Punjab
for the respondents/State.

JASWANT SINGH, J. (ORAL)

Petitioner-Nirmal Singh is concededly forty-one (41) years of age and a married man with family to support. He has challenged the order dated 01.12.2014 (**Annexure P-7**) passed by the Deputy Commissioner, Ferozepur/respondent No. 3 whereby his claim for providing a Government job in the category of terrorists' affected person in terms of the policy, has been declined.

Learned counsel for the parties heard at length.

The mother of the petitioner namely, Balbir Kaur, was killed by a gunshot injury inflicted by some fleeing terrorist on 22.05.1990 in their village. She was concededly a housewife and not the breadwinner of the family. A perusal of the instructions relied upon at **Annexure P-1** reveal that the members of a family of a person killed, as a result of terrorist action, were entitled for consideration for recruitment to Class-III and Class-IV

posts in Government of Punjab only, if he/she was the breadwinner of the family. In the present case, the father of the petitioner is an agriculturist and has supported a family comprising of two daughters and the petitioner-son, therefore, the mother-Balbir Kaur cannot qualify as the breadwinner of the family. Hence, the claim of the petitioner for compassionate appointment under the abovesaid category not been covered as per the policy **(P-1)**, has been rightly declined.

Accordingly, the present petition stands dismissed.

October 05, 2016

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**(JASWANT SINGH)
JUDGE**

Whether Speaking/reasoned	Yes
Whether Reportable	No