

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

Sr. No. 111

CWP-9367-2016

Decided on : 13.05.2016

Balbir Kumar Sharma

..... Petitioner

VERSUS

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.S.K.Sharma, Advocate, for the petitioner.

DEEPAK SIBAL, J. (ORAL)

Learned counsel for the petitioner does not press his claim with regard to appointment on compassionate basis. The only issue raised is for the grant of ex-gratia compensation in terms of the policy of the Government of Haryana dated 22.12.1970 (Annexure P-1), which according to learned counsel for the petitioner, was applicable at the time of the death of the petitioner's spouse.

The relevant facts which need to be noticed for adjudicating upon the issue raised in the present petition, are that the petitioner's wife namely Smt. Sumitra Devi, who was serving the State of Haryana as a JBT teacher, expired in harness on 30.03.1982. After representing to the respondents for the grant of appointment/compensation on compassionate basis and having received no response thereto, the present petition has been filed after a delay of 34 years after the death of the petitioner's

spouse.

Ex-gratia compensation after a delay of 34 years from the date of death of the petitioner's wife cannot be granted as the grant thereof at this stage would not only be against the very object for which such grant is given to the family of the deceased employee but would also be hit by delay and laches. Making of representations cannot condone the delay on the part of the petitioner to approach this Court after 34 years especially when the claim is being made for the grant of ex-gratia compensation.

Dismissed.

13.05.2016
shamsher

[DEEPAK SIBAL]
JUDGE