

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

LPA No.1141 of 2016 (O&M)

Date of Decision: 08.07.2016

Gurmit Kaur

... Appellant

VS.

Satpal & Ors.

... Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT

HON'BLE MR.JUSTICE DARSHAN SINGH

Present: Mr. Harinder Sharma, Advocate for the appellant

SURYA KANT, J. (Oral)

(1) This Letters Patent Appeal assails the order dated 18.05.2016 whereby learned Single Judge has directed the State Government to re-consider the claim of first respondent for appointment on compassionate grounds as a result of death of his father – Darshan Singh who unfortunately passed away on 03.07.2010.

(2) It may be mentioned here that the appellant who got married with the deceased employee after he had divorced his first wife, has since been appointed as a Peon under the *ex gratia* policy on 22.09.2011. She has a minor daughter out of the above-stated wedlock. Keeping these attending circumstances in view, learned Single Judge vide order under appeal has further directed that “*it is made clear that by quashing of the said order, services of respondent No.4 shall not be terminated, on this account*”. In other words, learned Single Judge has consciously directed the authorities that while re-considering or accepting the claim of first respondent for appointment on compassionate grounds, services of appellant are not to be terminated. In view of the above-stated categoric direction, we see no reason for the appellant to file the instant appeal. The same is accordingly

dismissed as premature, however, with liberty to seek revival in the event of any adverse order is passed against her.

(3) Ordered accordingly.

(Surya Kant)
Judge

08.07.2016
vishal shonkar

(Darshan Singh)
Judge