

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

LPA No.786 of 2016 (O&M)

Date of Decision: 14.07.2016

Harpreet Singh

... Appellant

VS.

State of Punjab & Anr.

... Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT

HON'BLE MR.JUSTICE DARSHAN SINGH

Present: Mr. Gurcharan Singh, Advocate for the appellant

SURYA KANT, J. (Oral)

(1) Learned Single Judge has dismissed the appellant's writ petition seeking appointment on compassionate grounds under the *ex gratia* policy primarily on the ground of inordinate delay and laches. That order is under challenge in this Intra-Court Appeal.

(2) The facts are not in dispute. The appellant's father was working as a Science Master when he unfortunately passed away on 03.02.2003. The appellant applied for his appointment under the *ex gratia* scheme but his claim was rejected on 20.10.2004 on the ground that the family had sufficient income to survive and there were no serious financial crisis. The appellant is said to have filed appeal against that order before the State Government on 30.11.2004. He is also said to have sent representations almost on annual basis till the year 2010. Thereafter, the appellant decided to serve a legal notice upon the respondent-authorities dated 18.01.2016/25.01.2016 (P19) and then filed the writ petition in that very year which the learned Single Judge has dismissed.

(3) As the facts would speak for themselves, it is not a case where this Court could interfere with the action of the authorities on the premise

family. If the appellant or his family is well sustained for last 13 years after the unfortunate demise of his father, we see no reason to direct his appointment at this stage, more-so when the authorities did not find the family in any financial crisis in the year 2004 itself.

(4) Dismissed.

(Surya Kant)
Judge

14.07.2016
vishal shonkar

(Darshan Singh)
Judge