

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11250 of 2017

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Dhirendra Kumar, Son of Late Umesh Prasad Singh, Resident of Village-
Laxmipur, P.O.- Lohchi, P.S.- Haveli Kharagpur, District- Munger.

.... Petitioner

Versus

1. The Union of India through General Manager, Eastern Railway,
Fairly Place 17 Netaji Subhash Road Kolkatta- 700001 (West
Bengal).
2. The Divisional Rail Manager, Eastern Railway, Malda- 732101.
3. The General Manager (Personnel), Eastern Railway, Fairly Place 17
(Netaji Subhash Road Kolkatta- 700001 West Bengal.
4. The Senior Divisional Personnel Officer, Eastern Railway, Malda-
811214.
5. The Chief Works Manager, Eastern Railway, Jamalpur- 811214.
6. The Work Shop Personnel Officer, Eastern Railway, Jamalpur-
812214.
7. Smt. Sunita Devi, W/o Late Umesh Prasad Singh, Ex J.E.-II, Resident
of Village- Laxmipur, P.O.- Lohchi, Distt- Menger (Bihar).

.... Respondents

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Appearance :

For the Petitioner/s : Mr. Arun Kumar, Advocate
Mr. Satish Singh, Advocate
For the Respondent/s : Mr. Anil Kumar Sinha, Advocate
Mr. Akash Keshav, Advocate

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

And

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI)

Date: 11-09-2017

Heard learned counsel for the petitioner and
learned counsel for the respondents-Railways.

The order dated 23rd May, 2017 passed in O.A. No.
325/2017 by Central Administrative Tribunal, Patna Bench,



Patna, is a subject matter of challenge.

The Tribunal has dismissed the O.A. on two grounds. One that earlier decision has been taken rejecting the prayer of compassionate appointment of the third son, that rejection was never challenged by the petitioners.

Secondly the other aspect which has been taken note of is that two sons of the erstwhile employee are already in employment, the mother is getting family pension. There are no apparent financial liabilities except that third son is still unemployed. Compassionate appointment is not created with the object of providing employment to otherwise unemployable or unemployed children of a government servant. Death happened in 2010.

The Central Administrative Tribunal, Patna Bench, Patna has committed no wrong in dismissing the O.A. The Writ Application is also dismissed.

(Ajay Kumar Tripathi, J.)

(Rajeev Ranjan Prasad, J.)

Rajeev/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	09.2017
Transmission Date	NA

