

IN THE HIGH COURT OF JUDICATURE AT PATNA

**Letters Patent Appeal No.204 of 2016
Arising out of
Civil Writ Jurisdiction Case No. 461 of 2011**

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Ajit Kumar @ Sonu Kumar, Son of late Shankar Prasad, Resident of Mohalla -
Kurjee Baloo Par, P.O. Sadakat Ashram, P.S. Digha, District Patna.

.... Appellant/s

Versus

1. The State of Bihar.
2. The District Magistrate, Patna.
3. The District Magistrate-cum-Chairman, District Compassionate Committee,
Patna.
4. Superintendent, Patna Medical College Hospital, Patna.
5. Deputy Collector (Establishment), Collectorate, Patna.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Dharendra Nath Jha, Advocate
For the Respondent/s :

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date: 24-04-2017

Claim of the appellant for grant of compassionate appointment was rejected by the learned Writ Court on account of the fact that after death of the employee concerned, namely, father of the appellant on 26.12.2001 initially an application for compassionate appointment was made by mother of the appellant but her educational certificates were found to be not genuine and, therefore, she was not granted appointment. The family kept quiet for five years and after five years the appellant, son of the deceased employee, claimed compassionate appointment and finding that after a period of five



years of death, compassionate appointment cannot be granted to the appellant, the writ petition has been dismissed.

2. We see no error in the same warranting interference into the matter. When the appellant’s family survived the financial crisis for five years and if they were not interested in seeking compassionate appointment by filing a petition within a reasonable time, the learned Writ Court has not committed any error in dismissing the writ petition on such consideration. Accordingly, finding no error in the order passed by the learned Writ Court, the Letters Patent Appeal is dismissed.

(Rajendra Menon, CJ)

(Sudhir Singh, J)

P.K.P.

AFR/NAFR	N.A.F.R.
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