

**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Civil Writ Jurisdiction Case No.14219 of 2016**

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Pratima Kumari Daughter of Late Dhoom Raj Resident of village / Post Gunsej P.S.  
Dinara, District - Rohtas ( Bihar )

.... .... Petitioner/s

Versus

1. The Union of India through the General Manager, East Central Railway, Hajipur, District Vaishali ( Bihar )
2. The Divisional Railway Manager, East Central Railway, Danapur, P.O. Khagaul, District Patna ( Bihar )
3. The Senior Divisional Engineer ( Co - Ordination ), East Central Railway, Danapur, P.O. Khagaul, District - Patna ( Bihar )
4. The Senior Divisional Personnel officer, East Central Railway, Danapur, P.O. Khagaul, District Patna ( Bihar )
5. The Senior Divisional Financial Manager, East Central Railway, Danapur, P.O. Khagaul, District - Patna ( Bihar )

.... .... Respondent/s

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**Appearance :**

For the Petitioner/s :      Mr. M.P. Dixit, Advocate  
                                         Mr. S.K. Dixit, Advocate  
                                         Mr. Sanjay Kumar Choubey, Advocate  
                                         Mr. Sunil Kumar, Advocate  
For the Respondent/s :      Mr. D.K. Sinha, Sr. Advocate  
                                         Mr. Kumar Manish, Advocate

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**CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI**

**and**

**HONOURABLE JUSTICE SMT. NILU AGRAWAL**

**ORAL JUDGMENT**

**(Per: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI)**

**Date: 18-03-2017**

Heard counsel for the petitioner and the learned senior  
counsel for the respondents.

Compassionate appointment is not a mode of finding  
employment for unemployed or otherwise unemployable children of  
the deceased employee.

The claim for compassionate appointment has been



considered in totality and then the authorities have rejected the claim holding that the present petitioner, who happens to be the married daughter of the employee who died four days before his date of superannuation. All his post retiral dues, pension etc. have been settled in favour of the dependents. The death had happened in the year 2008. The narration of facts is basically a pointer to the fact that it is a desperate measure to find employment and not to meet and mitigate immediate financial crisis created due to death of bread earner.

Refusal of the Central Administrative Tribunal to interfere with the decision of the Railway authorities not to appoint the petitioner on compassionate ground, cannot be said to be illegal or irrational.

The writ has no merit. It is dismissed.

**(Ajay Kumar Tripathi, J.)**

**(Nilu Agrawal, J.)**

Arjun/-

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