

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CWP No. 11740 of 2011 (O&M)
Date of decision : May 15, 2017

Bansi Lal

..... Petitioner

v.

State of Haryana and others,

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Raman B Garg, Advocate
for the petitioner.

Ms. Shruti Jain Goyal, AAG Haryana

Ajay Tewari, J (Oral)

By way of this writ petition, the petitioner has sought appointment on compassionate ground on account of death of his father in service, which had taken place on 18.1.2001.

Counsel for the petitioner has fairly accepted that in view of the decision of the Supreme Court in Union of India and others v. Sima Banerjee (Civil Appeal No.251 of 2017, decided on 10.1.2017), it would not be possible for the petitioner to insist on getting a job after 16 years of the death of his father. However, he points out that even the respondents had accepted that the petitioner would be entitled to get the benefits under 2006 policy, and prays that he may be granted one opportunity to exercise the option under 2006 policy.

Learned AAG Haryana has accepted this proposal.

In view of the fair stand taken by counsel for the parties, this writ petition is disposed of with a direction to the respondents to permit the petitioner to submit his option as per 2006 policy and to thereafter release him the benefits within a period of two months of the exercise of that option by the petitioner.

Since the main case has been decided, the pending C.Ms, if any, also stand disposed of.

May 15, 2017
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(AJAY TEWARI)
JUDGE

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No