

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

CWP No.11449 of 2016

Date of Decision:03.05.2017

Ashwani Kumar

... Petitioner

Vs.

Punjab and Haryana High Court and others

... Respondents

CORAM : HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present : Mr. Naveen Daryal, Advocate for the petitioner.

Mr. M.S. Sindhu, Advocate for respondents No.1 and 2.

P.B. BAJANTHRI J. (Oral)

The petitioner has not made out a case so as to interfere with the order dated 21.4.2015 (Annexure P-4) insofar as claim relating to extend the benefit of pension since the petitioner was admittedly dismissed from service on 18.9.2002. Thereafter, he has exhausted all the remedies available.

At this juncture, learned counsel for the petitioner submits that in view of dismissal of the petitioner from service on 18.9.2002, the competent authority should have considered whether the petitioner is entitled for compassionate allowances or not?

In this regard, the petitioner has not made any demand before the competent authority, at the same time, it was not considered. Therefore, the petitioner is at liberty to make necessary application or representation before the competent authority to seek whether he is entitled for compassionate allowances or not in accordance with the Punjab Civil Services Rules Vol.II Part-II. If such representation or application is made before the competent authority, the competent authority is hereby directed to

consider the same and pass speaking order relating to entitlement and communicate the same to the petitioner. The above exercise shall be completed within four months from the date of receipt of such representation or application from the petitioner.

With the above observation, petition stands disposed of.

03.05.2017
rajeev

(P.B. Bajanthri)
Judge

Whether speaking/reasoned **Yes/No**

Whether reportable **Yes/No**