

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.21895 of 2013.

Date of Decision:-10.03.2017.

Smt. Pushpa Devi

.....Petitioner

Versus

State of Haryana and others

.....Respondents

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

Present: Mr. Sat Narain Yadav, Advocate for the petitioner.

Mr. Hitesh Pandit, Additional A.G. Haryana.

P.B. BAJANTHRI, J. (Oral)

In the instant writ petition, the petitioner has not questioned any order. He has sought for a direction to grant her employment under ex-gratia scheme as per the Government instructions. The petitioner's husband is stated to have died on 1.9.1997. In not considering the petitioner's claim for appointment, she should have approached at the earliest. The respondents have rejected petitioner's claim for compassionate appointment and offered financial assistance for the first time on 10.3.2004. Thereafter, correspondence was going on between the petitioner and the respondents.

The petitioner has not questioned the rejection of her appointment on compassionate ground dated 10.3.2004, the date on which the petitioner's claim for compassionate appointment was rejected and offer of financial assistance was made and the present petition was presented in

the year 2013. The object of providing compassionate appointment is to see that harness in the family on the date of death of bread earner in the family. In the present case, the petitioner's husband died on 1.9.1997 and the family survived for all these years. Therefore, question of grant of appointment on compassionate ground do not arise. Insofar as grant of financial assistance is concerned, the respondents have already offered on 10.3.2004. Hence, the respondents are directed to pay financial assistance in accordance with rules/orders or instructions to the petitioner within a period of three months from today. However, it is made clear that the petitioner is entitled for interest @ 9 % per annum on the financial assistance from 10.3.2004 till payment is made.

Petition stands disposed of.

(P.B. BAJANTHRI)
JUDGE

March 10, 2017.
sandeep sethi

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.