

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Letters Patent Appeal No.202 of 2017 (O&M)

Date of Decision: April 20, 2017

Shashi Bala

.....Appellant

versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SUDIP AHLUWALIA.

Present: Mr.Sandeep Singh, Advocate, for
Mr.Vikram Singh, Advocate, fo the appellant.

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Surya Kant, J. (Oral)

The instant intra-court appeal assails the order dated 17.11.2016 vide which the learned Single Judge has held the appellant entitled to compassionate assistance of Rs.2.5 lacs alongwith interest @12% per annum w.e.f. 01.06.2008 till its realization.

The grievance of the appellant is that instead of financial assistance, a direction to appoint her son on compassionate ground ought to have been issued. The appellant lost her husband on 20.03.2002. He was working as Assistant Lineman and died while in service. While the case was still under process, the Haryana Compassionate Assistance to the Dependents of Deceased Government Employees Rules, 2003 came into force. These Rules are applicable to the Government run Boards and Corporations also. Under these Rules, there is no provision for appointment to Government service on compassionate ground, rather the family of the deceased-employee is compensated with financial assistance. 2003 Rules were subsequently substituted by 2005 and 2006 Rules whereunder

compassionate financial assistance has been increased from Rs.2.5 lacs to Rs.5.00 lacs.

Be that as it may, in the case of the appellant 2003 Rules are applicable and the learned Single Judge has rightly applied those Rules. Since there was a delay on the part of the authorities in releasing the amount, adequate interest has also been awarded.

No case to interfere with the order under appeal is made out.

Dismissed.

[SURYA KANT]
JUDGE

April 20, 2017
mohinder

[SUDIP AHLUWALIA]
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No