

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.31 of 2018

In

Civil Writ Jurisdiction Case No.10994 of 2012

Vijay Kumar, Son of Late Indradeo Singh, R/o- Village- Ramji Chak
Bhataheri, Post Biyapur, P.S.- Maner, District- Patna.

... .. Appellant/s

Versus

1. The State of Bihar.
2. The Chief Engineer (Mech), National Highway, Bihar, Patna.
3. The Superintendent Engineer (Mech), National High Wah Mach Division, Muzaffarpur, Bihar.
4. The Executive Engineer (Mech), National Highway Mach Division, Muzaffarpur, Bihar.
5. The Chairman, District Compassionate Appointment Committee-cum District Magistrate, Muzaffarpur, District- Muzaffarpur.

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Dhananjay Prasad, Advocate
For the Respondent/s : Mr. Raj Ballabh Pd. Yadav- AAG 11

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 16-07-2018

Office objections are overruled.

Apart from the fact that the petitioner's father was working in the work charged establishment, it is seen that he died in harness in the year 2009 and the claim for compassionate appointment has been rejected by the learned Writ Court mainly on the ground that after such a long period of time, i.e., more than 12 years, compassionate appointment cannot be granted, more so when the scheme for compassionate appointment does not provide for granting the same to an



employee who was working in the work charged establishment.
Learned writ court has referred to various judgments of this court in coming to such a conclusion and, therefore, we see no error in the same warranting reconsideration.

The appeal stands dismissed.

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

K.C.Jha/Uma-

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