

HIGH COURT OF CHHATTISGARH AT BILASPURWPS No. 2610 of 2018

Shubhangi Saha D/o Arun Kumar Saha, aged about 23 years, R/o Labour Colony, House No.37, Ward No.17, Rajnandgaon (C.G.).

---Petitioner

**Versus**

1. State Of Chhattisgarh, Through The Secretary, Health And Family Welfare Department, Mahanadi Bhawan, Mantralaya, New Raipur, District- Raipur, Chhattisgarh.
2. The Director, Directorate Of Health And Family Welfare Chhattisgarh, Third Floor, Indravati Bhawan, New Raipur, Chhattisgarh.
3. The Chief Medical And Health Officer, Rajnandgaon, District- Rajnandgaon, Chhattisgarh.

---Respondents

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|----------------|---|---------------------------------------------------------------|
| For petitioner | : | Shri Goutam Khetrapal along with Shri Kapil Maini, Advocates. |
| For State      | : | Shri Ashutosh Pandey, Panel Lawyer.                           |

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Hon'ble Shri Justice P. Sam Koshy

Order on Board

27/03/2018

1. The challenge in the present Writ Petition is to Annexure-P/1 dated 16/02/2018 whereby the claim of the petitioner for grant of compassionate appointment has been rejected.
2. Perusal of the documents enclosed with the Writ Petition itself would show that, on 29/08/2016, the Government as a policy decision had decided that a compassionate appointment would not be granted to the legal representatives of the deceased employee in the event if one of the family members was in Government employment.

3. In the instant case, the father of the petitioner undisputedly is in Government employment. The deceased in the instant case was the brother of the petitioner. It is hard to believe that the petitioner whose father is in Government employment and is alive would not be dependent upon him but would be dependent upon her brother.

4. Given the facts and circumstances of the case this Court does not find any strong case made out by the counsel for the petitioner calling for an interference with the impugned order.

5. The Writ Petition thus fails and deserve to be and is accordingly dismissed.

Sd/-

**(P. Sam Koshy)**  
**JUDGE**

Sumit