

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CWP No.7320 of 2018

Date of Decision:-18.05.2018

Amandeep Kaur.

.....Petitioner.

Versus

State of Punjab & Ors.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Narender Singh Kamboj, Advocate for the Petitioner.

JASWANT SINGH, J.(ORAL)

Father of the petitioner Constable Balwinder Singh died on 22.05.1988 leaving behind his widow Balwinder Kaur aged 30 years, petitioner Amandeep Kaur aged 07 years and another daughter Jagmeet Kaur aged 05 years.

Petitioner who is now 37 years of age and married has filed the present writ petition challenging the memo dated 02.01.2018 (P-5) whereby reply to her legal notice has been furnished by SSP regarding the reasons for declining the request for her compassionate appointment.

Counsel for the petitioner heard.

After hearing counsel for the petitioner no ground for invoking the writ jurisdiction is made out.

Firstly P-5 is only a reply to the notice and not an order for

which any writ of certiorari can be issued. Secondly, it is a conceded fact

that the mother of the petitioner and widow of late Balwinder Singh had preformed her marriage with the brother of Balwinder and uncle of the petitioner soon after the death of Balwinder Singh. On the request of the widow/mother, brother Harjinder Singh (the new husband of the widow) was employed on compassionate basis on 02.06.1994. The plea of the petitioner that the appointment could not be issued to Harjinder Singh is totally barred by limitation apart from providing no ground for asserting her right for compassionate appointment.

In view of the above, finding no merit in the present writ petition, the same is hereby dismissed.

(JASWANT SINGH)
JUDGE

May 18, 2018
Vinay

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>