

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**LPA No. 814 of 2018 (O&M) in
CWP No. 20470 of 2013.**

Date of Decision: 30.05.2018

Azad Singh

....Appellant

versus

State of Haryana and others

....Respondents

**Coram : Hon'ble Mr. Justice Rajesh Bindal
 Hon'ble Mr. Justice Deepak Sibal.**

Present : Mr. Jitender Nara, Advocate, for the appellant.

RAJESH BINDAL, J.

The instant appeal filed under Clause X of the Letters Patent is directed against the judgment passed by the learned Single Judge vide which the appellant's prayer for seeking compassionate appointment has been denied, though the appellant has been held entitled to consideration of his case for the grant of ex-gratia amount under the Haryana Compassionate Assistance to the Dependents of Deceased Government Employees Rules, 2006. Alongwith the appeal, an application for condoning the delay of 440 days in re-filing the appeal has also been filed.

Learned counsel for the appellant submits that the learned Single Judge erred in law by not directing the respondents to appoint the appellant on compassionate ground on account of the death of his father in harness on 11.06.2005.

After having considered the aforesaid submission, we find no merit in the same. It is not disputed that the appellant's father died on 11.06.2005 and at that time the appellant was minor. On attaining

majority in the year 2008, he sought compassionate appointment. Receiving no favourable response from the respondents, the writ petition was filed in the year 2008 seeking therein appointment on compassionate basis. The writ petition was heard and decided by the learned Single Judge vide judgment dated 29.11.2016 which is the subject matter of challenge in the present appeal.

It is settled law that appointment on compassionate ground is to be granted to help the family tied over the immediate financial hardship which the family may face on the death of its sole bread earner. It is not disputed that the appellant had applied for compassionate appointment after about three years of his father's death.

In view of the above, the learned Single Judge has rightly rejected the claim of the appellant for grant of compassionate appointment. There is no merit in the present appeal to that extent.

Accordingly, the present appeal is dismissed. Consequently, the application for condonation of delay in re-filing the appeal is also dismissed.

(RAJESH BINDAL)
JUDGE

(DEEPAK SIBAL)
JUDGE

30.05.2018
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Whether speaking/reasoned: ☒Yes/☐No
Whether reportable : Yes / No