

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

910 REVIEW APPLICATION (STAMP) NO.38045 OF 2019

MOHAN SHARAD BANSODE
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

...

Mr. N.R. Shaikh, Advocate for the petitioner.

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CORAM : S.V. GANGAPURWALA &
AVINASH G. GHAROTE, JJ.

DATE : 13 December 2019.

PER COURT :-

. Mr. Shaikh, the learned Counsel submits that while dismissing the Writ Petition of the present applicant seeking appointment on compassionate ground, the Court has not considered Clause 7 (b) of the Government Resolution dated 29.10.1994 in its correct perspective. Mother of the petitioner was receiving meager salary and she is getting meager pension. It is not possible to maintain the family in such meager sum. The scheme of appointment on compassionate ground is a beneficial scheme. The same will have to be considered liberally. All these facts were not considered by the Court while dismissing the Writ Petition. Reliance is placed on the judgment in the case of *BCCI, India*

Vs. Netaji Cricket Club and others reported in *AIR 2005 sc 592*.

2. We have heard the submissions.

3. The purpose of giving appointment on compassionate ground is to provide immediate succor to the family of the deceased dying in harness. Father of the petitioner died in the year 2006. At the time when father of the petitioner died, the mother of the petitioner was in service of Zilla Parishad, Ahmednagar and was in service for two years after his death. Thereafter she is getting family pension. We had considered the fact that at the time of death of the father of petitioner, the mother of petitioner was in service and the source of livelihood existed.

4. In light of the above, we do not find any ground for review. The Review Application is rejected. No cost.

(AVINASH G. GHAROTE, J.)

(S.V. GANGAPURWALA, J.)