

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

LPA-390-2019 (O&M)
Date of decision:- 25.02.2019

Baljit Kaur

...Appellant

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE KRISHNA MURARI, CHIEF JUSTICE
HON'BLE MR. JUSTICE ARUN PALLI

Present:- Dr. Dayal Partap Singh Randhawa, Advocate,
for the appellant.

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KRISHNA MURARI, C.J. (ORAL)

This intra court appeal under clause X of the Letters Patent is directed against the judgement and order dated 14.01.2019 passed by learned Single Judge dismissing the writ petition filed by the petitioner (appellant herein) claiming to consider and regularize her service on the post of MPHW (Female).

2. Admittedly, after the death of the husband of the appellant on 02.03.2009, she was given compassionate appointment on the post of Sewadar on 21.05.2010 and she continued to work on the said post. Subsequently, respondent No. 4 was given compassionate appointment as MPHW (Female) on 08.02.2018 and thereafter the appellant made a representation for consideration of her appointment on the said post on the ground that she was having the same qualification and was identically situated. The claim was rejected against which the writ petition was filed.

3. It is well settled proposition of law that once the post offered for compassionate appointment is accepted, subsequently, no claim can be made for being appointed on a higher post. Even otherwise also, under the scheme of compassionate appointment, a claimant has no right to choose a particular post.
4. In view of the above settled legal proposition, we do not find any infirmity in the judgement of the learned Single Judge dismissing the claim of the appellant.
5. The appeal is devoid of merits and accordingly stands dismissed.

(KRISHNA MURARI)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

25.02.2019
Anodh

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No