

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

**CWP No.17206-2015
DATE OF DECISION : 06.09.2019**

Bhim Sen

...Petitioner

Versus

Punjab State Power Corporation Limited and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- Ms. Sonia G. Singh, Advocate
for the petitioner.

Mr. B.S. Mittal, Advocate
for the respondents.

ARUN MONGA, J.(ORAL)

Grievance of the petitioner is that the respondents have rejected his claim for compassionate appointment/solatium on the ground that per para 2 and 3 of circular No. 3/10 as well as 4/10 for compassionate appointment or solatium, the option given once, would be considered final and will not be liable to be changed in any circumstances. Since Bhim sen son of Late Shri Rai Chand, ALM and Smt. Soma Devi, widow have already opted for compassionate appointment, so now their claim to grant amount of solatium instead of compassionate appointment, cannot be considered in view of the instructions. At present, the case of legal heirs of Shri Rai Chand

since deceased can be considered only for compassionate appointment, provided that other eligible legal heir may not apply for compassionate appointment.

2. Learned counsel for the petitioner submits that the respondents gave a short shrift to the claim of the petitioner, even though, his case is squarely covered by the Clause Clause 4 (i) (b) of Policy of Compassionate Appointments-2002 of Punjab State Electricity Board (Annexure P-4).

3. Without commenting on the merits of the case, the writ petition is disposed of with a direction to the respondents to reconsider the case of the petitioner in view of Clause 4 (i) (b) of Policy of Compassionate Appointments-2002 of Punjab State Electricity Board (Annexure P-4) read with instructions dated 21.06.2006 (Annexure P-5) by passing a speaking order within 3 months from the date of receipt of certified copy of this order.

4. Disposed of in above terms.

06.09.2019

Harish Kumar

(ARUN MONGA)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No