

CWP-21736-2015

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-21736-2015

Date of Decision: May 24, 2019

Balram & Ors

... Petitioner

vs.

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr. Parveen Kumar Gupta, Advocate and
Mr. Sandeep Arora, Advocate
for the petitioners.

Mr. Pankaj Mulwani, Deputy Advocate General, Haryana.

Mr. R.S.Longia, Advocate
for respondent No.3.

ARUN MONGA, J.(ORAL)

Learned counsel for the petitioners state the case of the petitioners is squarely covered by a judgment of this Court rendered in CWP-6505-2013, titled as **Dharmender Singh vs. State of Haryana and others**, the relevant of which is extracted here-in-below:-

“Thus, the ground for denying the benefit of the Scheme to the petitioner on the ground that only 6 kanal 11 marla of his land has been acquired, which is less than 2 acres cannot be sustained. As 26 kanals 8 marlas land of the family of the petitioner has been acquired, it is held that one member of the family of the petitioner is entitled to claim employment under the Scheme.

Accordingly, both the petitions are allowed.”

2. In terms of the observations of this Court in **Dharmender Singh's** case (supra), respondent No.3 is directed to consider the case of

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the petitioners for granting the appointment on compassionate grounds by taking appropriate affidavits of the Members of the family reflecting that the joint family land was more than 02 acres and grant the benefit in accordance thereof and keeping in view the memo dated 06.05.1985 (Annexure P-1) read with the decision of Council of Ministers dated 29.01.2014 (Annexure P-5), wherein it has been decided that in case by way of acquisition of land, the means of livelihood have been taken away then employment would be given to one Member of the family on compassionate ground.

3. Learned counsel for the petitioners further submits that the petitioners would comply with all the requirements within a period of 30 days from today.

4. Respondent No.3 is further directed to pass an appropriate order within a period of 02 months after the petitioners submit their applications alongwith all requisite formalities.

5. Disposed of.

May 24, 2019
smriti

(ARUN MONGA)
JUDGE

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No