

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

CWP No.29876 of 2019 (O&M)

Date of Decision.17.10.2019

Gulshan Kumar

...Petitioner

Vs

State of Haryana and others

...Respondents

Present: Mr. Manoj Makkar, Advocate
for the petitioner.

CORAM:HON'BLE MR. JUSTICE AMIT RAWAL

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AMIT RAWAL J. (ORAL)

Grievance of the petitioner in the present case is for appointment of petitioner being dependent of deceased Ashwani Kumar, who though was working as Beldar since 1996 in the Department of Public Works Department (B&R), whose whereabouts were unknown since 16.07.2008. He was declared dead only in 2015. Accordingly wife of Ashwani Kumar submitted application (Annexure P-1) dated 17.07.2015 for payment of retiral benefits, which were sanctioned vide order dated 27.12.2016/09.01.2017 (Annexure P-4).

Learned counsel appearing for the petitioner submits that the Government has come out with notification dated 02.08.2019 extending the benefit of compassionate appointment to the wards of deceased employees. In this regard has already made a representation and sent a legal notice dated 08.08.2019 (Annexure P-6) and 02.09.2019 (Annexure P-7) respectively but no action has been taken.

Without going into the merits and demerits of the claim of the petitioner, I deem it appropriate to direct respondent No.2-Engineer-in-Chief, Haryana, Public Works Department (B&R), Plot No.1, Dakshin

Marg, Sector 33A, Chandigarh to consider the representation and legal notice dated 08.08.2019 (Annexure P-6) and 02.09.2019 (Annexure P-7) respectively within a period of two months from the date of receipt of certified copy of this order and pass a speaking order thereon, failing which respondent No.2 shall be liable to pay costs of ₹25,000/- to the petitioner. This condition of imposing costs is only to prevent petitioner to run from pillar to post and avail remedy of contempt in case of non-compliance of directions issued by this Court.

The writ petition stands disposed of with the above direction.

(AMIT RAWAL)
JUDGE

October 17, 2019

Pankaj*

Whether speaking/reasoned Yes

Whether reportable No