

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

**CWP NO. 36052 OF 2019
DATE OF DECISION : 13.12.2019**

Savitri Devi

...Petitioner

versus

U.T. Chandigarh and others

...Respondents

CORAM : HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr. N. S. Swatch, Advocate,
for the petitioner.

ARUN MONGA, J. (ORAL)

By way of present petition, the petitioner has sought issuance of a writ in the nature of mandamus directing the respondents to appoint one family member of the petitioner on compassionate ground, in view of instructions issued from time to time by the department, as her husband who was working as Beldar, died in harness on 17.12.2009.

2. Notice of motion to respondents.

3. Given the nature of order being passed, there is no necessity to seek return by any of the respondents as no further proceedings and/or pleadings are required.

4. Prima-facie it seems that the petitioner did not make any representation/application seeking job on compassionate grounds until issuance of legal notice dated 25.03.2018 (Annexure P-4), despite the fact that her husband died in harness way back on 17.12.2009. It is only after issuance of legal notice that was replied by the department that no legal heir of the deceased had applied for compassionate

appointment and the application seeking job was filed for the first time on 12.06.2019 (Annexure P-6). The petitioner is a hapless uneducated widow and has five children to look after and does not have any source of income as she was totally dependent on the income of her deceased husband.

5. Without commenting on the merits of the case, the writ petition is disposed of with a direction to the respondents to objectively consider the claim of the petitioner for compassionate appointment and also by keeping in view the contentions stated in the present writ petition by treating it as a supplementary representation and pass a speaking order on an application dated 12.06.2019 (Annexure P-6), in accordance with law. It would be appreciated if the competent authority can over look the delay and pass appropriate orders, in accordance with law.

6. Let the needful be done within a period of three months from the date of receipt of a certified copy of this order.

7. Disposed of in above terms.

(ARUN MONGA)
JUDGE

DECEMBER 13, 2019
shalini

1.	Whether speaking/reasoned :	Yes/No
2.	Whether reportable :	Yes/No