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HIGH COURT OF CHHATTISGARH, BILASPURWPS No. 3612 of 2020

- Shiv Narayan Sahu S/o Late Ramsharan Sahu, Aged About 30 Years R/o Near Shanti Kunj Building, Ward No. 2 Podibhata Akaltara, Police Station Akaltara, District Janjgir - Champa Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary, Higher Education Department, Mantralaya, Mahanadi Bhawan, New Raipur, District Raipur Chhattisgarh
2. Commissioner, Directorate Of Higher Education, Block C-3, 2nd And 3rd Floor, Indrawati Bhawan, Atal Nagar, Raipur, District Raipur Chhattisgarh
3. Joint Director, Directorate Of Higher Education, Atal Nagar Naya Raipur, District Raipur Chhattisgarh
4. Collector, District Janjgir - Champa Chhattisgarh
5. Principal, Dr. Bhim Rao Ambedkar Government College, Pamgarh, District Janjgir - Champa Chhattisgarh

---- Respondents

For Petitioner	:	Mr. Govind Dewangan, Advocate
For State	:	Mrs. Richa Shukla, Dy. G.A.

Hon'ble Shri Justice Goutam BhaduriOrder01.07.2020

1. Heard
2. Learned counsel for the petitioner submits that the father of the petitioner Late Shri Ramsharan Sahu, who was working as Assistant Grade II (UDC) at Dr. Bhim Rao Ambedkar Govt. College Pamgarh District Janjgir- Champa(C.G.), died in harness on 30.12.2018,

therefore, the petitioner being the son and dependent, filed an application to the respondent authorities on 16.01.2019 (Annexure P/2) so that his case for compassionate appointment may be considered. It is further submitted that the said application was forwarded by the Principal, Dr. Bhim Rao Ambedkar Govt. College (respondent No. 5) to the Commissioner, Directorate of Higher Education (respondent No. 2) by Annexure P/4 on 16.01.2019, however, the same is still pending consideration and no decision has been arrived at. Therefore, the limited prayer of the petitioner at present is that his application for compassionate appointment may be decided within a stipulated time.

3. Learned State counsel submits that the application of the petitioner for compassionate appointment would be decided.
4. Perused the documents. Perusal of the documents shows that the father of the petitioner late Shri Ramsharan Sahu died in harness on 30.12.2018 and thereafter the petitioner had filed an application for compassionate appointment on 16.01.2019, the same was forwarded by the Principal of Dr. Bhim Rao Ambedkar Govt. College i.e. respondent No. 5 (wherein the deceased was working as Assistant Grade II). The said communication was made vide letter dated 16.01.2019 (Annexure P/4) to the Commissioner, Directorate of Higher Education (respondent No. 2).
5. Considering the facts of the case, as considerable time has rolled by, it is directed that the Commissioner, Directorate of Higher Education i.e. respondent No. 2 shall decide the application of the petitioner for compassionate appointment, according to the prevailing rules for

compassionate appointment, within a period of 90 days from the date of receipt of copy of this order.

6. With the aforesaid direction/ observation, the present writ petition stands disposed off.

sd/-

(Goutam Bhaduri)
Judge

Vishakha

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

MCC No. 449 of 2020

Shiv Narayan Sahu S/o Late Ramsharan Sahu Aged About 30 Years R/o Near Shanti Kunj Building, Ward No. 2 Podibhata Akaltara, Police Station Akaltara, District Janjgir Champa Chhattisgarh.

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2. Commissioner Directorate Of Higher Education, Block C-3, 2nd And 3rd Floor, Indrawati Bhawan, Atal Nagar, Raipur, District Raipur Chhattisgarh.
3. Joint Director Directorate Of Higher Education, Atal Nagar, Naya Raipur, District Raipur Chhattisgarh.
4. Collector District Janjgir Champa Chhattisgarh.
5. Principal Dr. Bhim Rao Ambedkar Govt. College, Pamgarh, District Janjgir Champa Chhattisgarh.

----Respondents

01/10/2020	Heard on office reference. Considering the fact that order dated 01/07/2020 has wrongly been mentioned in WPS No.3612/2020, therefore in exercise of power under section 152 of CPC same be read as 15/09/2020 in the order passed in WPS No.3612/2020. Accordingly, MCC stands disposed of. Sd/- (Goutam Bhaduri) JUDGE
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