

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 4099 of 2021

1. Manoj Kumar Ragde S/o Late Shri Ramesh Kumar Aged About 31 Years R/o Budhwari Bazar, Ward No. 15, Baluda Tehsil Balauda District Janjgir Champa Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary, Urban Administration And Development Department, Mahanadi Bhawan, Atal Nagar Nawa Raipur, District Raipur Chhattisgarh., District : Raipur, Chhattisgarh
2. Joint Director Urban Administration And Development Department, Bilaspur Range, District Bilaspur Chhattisgarh., District : Bilaspur, Chhattisgarh
3. Range Commissioner Bilaspur, District Bilaspur Chhattisgarh., District : Bilaspur, Chhattisgarh
4. Collector Janjgir District Janjgir Champa Chhattisgarh., District : Janjgir-Champa, Chhattisgarh
5. Chief Municipal Officer Nagar Panchayat Balauda, District Janjgir Champa Chhattisgarh., District : Janjgir-Champa, Chhattisgarh

---- Respondents

For Petitioner	: Shri Ajay Kumar Chandra, Advocate
For State	: Ms. Sunita Jain, G.A.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

09/08/2021

1. Aggrieved by the inaction on the part of the respondents in not finalizing the application for compassionate appointment moved by the petitioner, the present writ petition has been filed.
2. The contention of the Counsel for the petitioner is that father of the petitioner died in harness on 27.12.2014 and under the policy governing the compassionate appointment at the relevant point of time, the petitioner was entitled for compassionate appointment.

Accordingly, the petitioner had moved an application on 26.02.2015 (in the form of an affidavit and as claimed by the petitioner to have submitted) which till date has not been finalized. The petitioner has subsequently made repeated representations and reminders but no decision has till date been passed by the authorities which led to the filing of the present writ petition.

3. Given the said fact that the application of the petitioner is still pending consideration before the authorities concerned, the writ petition at this juncture is disposed of directing the respondents No. 2 & 5 to take an appropriate decision on the claim of the petitioner for compassionate appointment strictly in accordance with the policy governing the field applicable on the date of death of the deceased employee. Let a decision in this regard be taken by the respondents No. 2 & 5 preferably within a period of 90 days from the date of receipt of copy of this order. The authorities concerned are directed to take a decision after due verification of the factual aspects as put forth by the petitioner.
4. The writ petition accordingly stands disposed of.

Sd/-

(P. Sam Koshy)
Judge

J-