

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

111 - CWP-8760-2021 (O&M)

Date of Decision: 23.04.2021

Lalit

... Petitioner

VS.

State of Haryana & Ors.

... Respondents

CORAM: HON'BLE MR.JUSTICE GIRISH AGNIHOTRI

Present: Mr. SS Sahu, Advocate for the petitioner

Ms. Palika Monga, DAG Haryana

GIRISH AGNIHOTRI, J. (Oral)

The matter has been taken up through video conferencing on account of restrictions due to outbreak of COVID-19 pandemic.

Petitioner-Lalit has filed the present writ petition *inter alia* praying for a direction to respondent No.2 to consider him for appointment on compassionate grounds.

Notice of motion.

On the asking, Ms. Palika Monga, DAG Haryana accepts notice through video conferencing. In view of the nature of order proposed to be passed, there is no necessity to call upon the respondents to file reply, at this stage.

Learned counsel for the petitioner, by making reference to the pleadings in the petition, submits that the father of the petitioner had served in the respondent-Sugar Mill at Bhuna since 1997. In 2006, the services of the petitioner's father and other similarly-placed persons were dispensed with. The said action was challenged and consequently, vide order dated

11.07.2019 passed by this Court in CWP-20055-2017, the petitioners therein were ordered to be taken back in service. However, in the meantime, during the pendency of the litigation, the father of the petitioner unfortunately died on 03.02.2010. After the death of his father, the petitioner had submitted a representation dated 15.07.2020 by placing reliance on the Government instructions dated 02.08.2019. However, learned counsel submits that the said representation has not been considered and finally decided by the competent authority.

Learned counsel for the petitioner submits that the petitioner would be satisfied if a direction is given to the respondents to decide his claim sympathetically, within a time bound frame.

Having heard learned counsel for the parties and without commenting upon the merits of the case, the writ petition is disposed of with a direction to respondent No.2 – competent authority to sympathetically consider and decide the petitioner's claim as made in the representation dated 15.07.2020 (P6), by passing a speaking order within 2 months from the date of receipt of certified copy of this order.

In case the petitioner's claim is accepted, necessary orders be issued within the above stipulated time.

23.04.2021

Vvishal

1. Whether speaking/reasoned?

2. Whether reportable?

(Girish Agnihotri)

Judge

Yes/No

Yes/No