

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

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**CWP-20141-2020 (O&M)
Date of decision:22.03.2021**

VANITA RAJPUT

.....Petitioner

Versus

STATE OF PUNJAB AND ANOTHER

.....Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Nitin Verma, Advocate for the petitioner.

Ms. Maloo Chahal, DAG, Punjab

ANIL KSHETARPAL, J.

The hearing of the case was held through video conferencing on account of restricted functioning of the Courts.

Through this petition, the petitioner, aged about 40 years, who is a married daughter of late Sh. Ram Sarup, driver, who died in harness on 24.03.2007, prays for issuance of a writ in the nature of mandamus directing the respondents to consider the claim of the petitioner for appointment on compassionate ground.

It is not in dispute that the petitioner married in the year 2004 and started residing at Kathgodam, District Nainital, Uttarakhand. Previously, the claim of the petitioner for being appointed on compassionate basis was rejected in the year 2015.

On 26.11.2020, the following order was passed:-

“There is a request for an adjournment on behalf of learned counsel for the petitioner.

It has been noticed that the petitioner, being a married daughter, claim compassionate appointment after a period of 13 years from date of death of her

*father. Learned counsel for the petitioner is directed to explain as to how the petitioner is entitled to the relief as prayed for after more than a decade.
Adjourned to 10.12.2020.”*

Learned counsel for the petitioner has been heard at length. He submits that the petitioner has submitted a representation.

It is well settled that the mere filing of the representations would not extend the period for filing a petition. Still further, the compassionate appointment is granted only to provide immediate succour to the family. In the present case, late Sh. Ram Sarup has died more than 14 years back.

As noticed above, the petitioner was married during the lifetime of late Sh. Ram Sarup. No doubt, as per the judgment passed on 17.01.2020 in Amarjit Kaur vs. State of Punjab and another (Civil Writ Petition No.2218 of 2017), a married daughter is also entitled to be considered. However, in the facts of the case, the writ petition suffers from unexplained delay and latches.

Hence, dismissed.

22.03.2021
Ayub/nt

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No