

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

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**CWP-3147-2020(O&M)
Date of decision:24.02.2022**

Soni Khan

...Petitioner

Versus

The State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Balwinder Singh, Advocate, for the petitioner.

ANIL KSHETARPAL, J (Oral)

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

The petitioner prays for issuance of a writ in the nature of mandamus to direct the respondents to reconsider the case of the petitioner for appointment as constable on compassionate basis, although, he has already been appointed on compassionate basis as a Class-IV employee, on 20.12.2016. The petitioner is at present 40 years of age. His father died in the year 2013. The concession of compassionate appointment is only extended in favour of a family of the deceased-employee, who dies in harness. This provision has been made only with a view to tide over immediate crisis in the family of the deceased. Such concession does not confer any right.

Moreover, the petitioner, after being appointed as Class-IV on compassionate basis, is in service for more than last 5 years.

The learned counsel representing the petitioner contends that the State of Punjab has given appointment to various similar situated persons after giving relaxation in the age.

This Court has considered the submission, however, find no substance. The petitioner cannot claim negative discrimination.

Hence, dismissed.

All the pending miscellaneous applications, if any, are also disposed of.

February 24, 2022
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No