

CWP No.6549 of 2000 (O&M)
Date of decision: 23.05.2022

Rajinder Kumar and another ...Petitioners

Vs.

State of Haryana and another ... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: None for the petitioners.

Mr. R.D.Sharma, DAG, Haryana.

ARUN MONGA, J. (ORAL)

Petition herein, *inter alia*, is for issuance of a writ in the nature of mandamus directing the respondents to grant the compassionate appointment and payment of Ex-gratia to the petitioner.

2. Petition was admitted on 24.09.2001.

3. When called out for hearing, there is no representation on behalf of the petitioners. It seems that by sheer effluxion of time and pendency of the writ petition for more than 21 years before this Court, either it has been rendered infructuous or even otherwise the petitioners seem to have lost interest in pursuing the same.

4. In any case, it appears that even on merits, claim of the petitioners is not admissible in view of the following stand taken in para No.6 of the reply, which is reproduced herein below for ready reference:

“ 6. That as regarding para No.6 of the petition, it is submitted that the petitioners are not entitled to family pension. The amount of Ex-gratia grant has already been deposited in their names. The claim of compassionate appointment has already been relinquished by the petitioners. Ashok Kumar who is the youngest son of the Smt. Nanki Devi attained the

age of majority on 10.06.1992. Shri. Bani Singh, who was getting the family pension after death of Smt. Nanki Devi, died on 08.01.1993 i.e. much after attaining the age of majority by the youngest son of Smt. Nanki Devi. Hence, the petitioners are not entitled to the relief sought for.”

5. I am in agreement with the stand taken by the respondents as aforesaid. Neither any replication has been filed to the afore-noted stand of the respondents nor any additional affidavit of any kind to controvert the same.

6. In view of the aforesaid, no grounds are made out to interfere.

7. Dismissed.

23.05.2022
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(ARUN MONGA)
JUDGE

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No