

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

**CWP No. 2010 of 2019 (O&M)
Date of Decision: 02.05.2023**

Suresh Kumar and another

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Chanderhas Yadav, Advocate
for the petitioners.

Mr. Kapil Bansal, DAG, Haryana.

Mr. Vikas P. Singh, Advocate,
for respondent No.3.

JAISHREE THAKUR, J.

1. The petitioners herein by way of instant writ petition pray for issuance of a writ in the nature of Mandamus directing the respondents to grant compassionate appointment to Amit Kumar—petitioner No.2.

2. The facts, in brief, are that petitioner No.1 claims that he had a son, namely Sumit Kumar, who was working with respondent No.3 at their Jharli plant. He expired on 4.10.2010 while discharging his duties. It is claimed that he was the only earning hand of the family and therefore, petitioner No. 1 submitted an application dated 26.12.2013 (P-5) to respondent No.3 seeking compassionate appointment for his other son i.e. petitioner No.2. However, when no response was received from respondent No.3, the petitioners served a legal notice dated 28.06.2018 upon the respondents, but no action was taken and hence the instant writ petition.

3. I have heard learned counsel for the parties and perused the paper book.

4. The instant writ petition is nothing but a vague one, inasmuch as there is no averment as to in what capacity the son of the petitioner was working with respondent No.3 to be able to claim compassionate appointment/assistance. The petitioners would have to establish that the deceased was working with the respondents. No appointment letter is annexed with the petition. Moreover, the son of petitioner No.1 is stated to have died on 4.2.2010, whereas this petition came to be filed in January 2019 i.e. after a gap of about nine years. This petition is nothing but a sheer misuse of court process. Dismissed.

02.05.2023

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**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned :	Yes
Whether Reportable :	No