

2023:PHHC:144852
**124 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

RSA-2125-2019 (O&M)
Date of decision: 15.11.2023

General Manager (Administration), DHBVN, Hisar and others

....Appellants

Versus

Babita Devi

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Pritam Singh Saini,
Addl. AG, Haryana for the appellants

ANIL KSHETARPAL, J (Oral)

CM-5757-C-2019

1. For the reasons stated in the application, delay of 78 days in refiling the appeal is condoned.

2. CM stands allowed.

CM-5758-C-2019

3. For the reasons stated in the application, delay of 47 days in filing the appeal is condoned.

4. CM stands allowed.

Main case

5. In this Regular Second Appeal, the correctness of the facts arrived at by the courts below is questioned by the defendants. The plaintiff is a widow of the former employee of the appellant. Her husband died on 05.06.2005. The Haryana Government notified the Haryana Compassionate Assistance to the Dependents

of Deceased Government Employees Rules, 2006 (hereinafter referred to as '2006 Rules').

6. The respondent submitted the application for grant of the financial assistance in accordance with 2006 Rules. She was granted the benefit vide letter dated 12.03.2007. However, the benefit was withdrawn vide letter dated 27.11.2007. On 08.06.2007 the State issued clarification that the 2006 Rules shall be applicable only to the employees who died in harness after 01.08.2006. The correctness of such clarification was quashed by the High Court in **Darshna Devi vs. State of Haryana**' CWP-19322-2010 decided on 14.05.2012.

7. Learned counsel representing the appellant admits that the respondent is being paid in accordance with the 2006 Rules.

8. In view of the aforesaid facts, the learned counsel representing the appellant failed to draw the attention of the Court to any substantive error in the judgments passed by the courts below. Hence, no ground to interfere is made out.

9. Dismissed.

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

15.11.2023

rekha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE