

2023:PHHC:048532

151 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-6963-2023

Date of decision : 10.04.2023

Deepak Kumar

...Petitioner

Vs.

Department of Posts, Ministry of
Communications, Government of India and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Amit Jain, Advocate
for the petitioner.

MANOJ BAJAJ, J.

Petitioner-Deepak Kumar has filed this writ petition under Article 226 Constitution of India with a prayer for seeking a writ in the nature of certiorari for setting aside the order dated 30.09.2015 (Annexure P-1) as well as decision dated 11.10.2021, whereby, his claim for appointment on compassionate grounds was dismissed.

Learned counsel submits that the petitioner's father had served for a period of more than 20 years when he died in harness on 01.04.2013 at the age of 53 years and at the time of his death, he was working as Postal Assistant in Sub Post Office Nanukalan. He further submits that since the petitioner's mother was not well, she had given up her claim for compassionate appointment, and the said compassion ought to have been extended to the petitioner being the son of the deceased-employee, but through the impugned order dated 30.09.2015 (Annexure P-1) his claim was dismissed primarily on the ground that against 06 different vacancies 28 cases for consideration on compassionate grounds are pending, and the claim of the others is more

deserving. He submits that subsequently petitioner moved a representation, which was also rejected vide order dated 11.10.2021. He prays that the impugned orders be set aside.

During the course of hearing, it is not disputed that the petitioner was 19 years old when his father died in the year 2013 and after dismissal of his claim on 30.09.2015, he did not challenge the said order, but submitted representation dated 04.10.2021 raising the same issue, which also met the same fate with the rejection order dated 11.10.2021.

Considering the above background, this Court is not inclined to exercise the extra ordinary writ jurisdiction, as the claim raised by the petitioner suffers from delay and latches.

Dismissed.

(MANOJ BAJAJ)
JUDGE

10.04.2023
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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No