

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

CWP-20251-2015 (O&M)
Date of decision: 15.02.2023

Rahul Mehta

....Petitioner

Versus

State of Punjab and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Manu K Bhandari and
Mr. Rohit Kataria, Advocates for the petitioner

Mr.Vikas Arora, DAG, Punjab

ANIL KSHETARPAL, J (Oral)

The petitioner prays for issuance of a writ in the nature of Mandamus to compassionately appoint him as a Warder instead of a Peon. The petitioner's father is stated to have unfortunately died in harness on 29.03.2003. He was offered an appointment as a Peon on the compassionate basis. The petitioner has admittedly joined as a Peon and continues to serve the State. It has come on record that the candidature of the petitioner for appointment as a Warder was rejected as he was not found fulfilling the required criteria with respect to his height. It is pertinent to mention here that an appointment on compassionate basis is a concession extended by the State to immediately support a family, in the event of sudden death of its breadwinner. Such concession cannot be claimed as a matter of right.

Hence, no ground to issue the writ, as prayed for, is made out.

Dismissed.

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

15.02.2023

rekha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE