

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(224)

CWP No. 26248 of 2013

Date of Decision : 20.12.2023

Rajwanti

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Vikas Chatrath, Advocate and
Mr. Sachit Katoch, Advocate for the petitioner.

Mr. Tapan Kumar Yadav, Deputy Advocate General,
Haryana.

Harsimran Singh Sethi J. (Oral)

1. In the present petition, the challenge is to the order dated 12.12.2012 (Annexure P-8) by which the petitioner has been denied the benefit of compassionate appointment.

2. Learned counsel appearing on behalf of the petitioner argues that the husband of the petitioner had died in the year 1997 and keeping in view the Policy, which existed at the said period of time, the petitioner was entitled for the grant of benefit of compassionate appointment and considering the claim of the petitioner in the year 2000, the petitioner was offered a Class-IV post, which was not accepted by the petitioner as the petitioner intended to improve her qualification so as to get a Class-III post on compassionate ground.

3. Learned counsel for the petitioner submits that thereafter, respondents have not even offered Class-IV post despite the petitioner

giving her undertaking to accept the said Class-IV post also. Learned counsel for the petitioner further submits that respondents had also undertaken to consider the claim of the son of the petitioner, hence he intends to move his claim for the grant of appointment as permissible under law.

4. Learned counsel for the respondents submits that in case, any claim is received from the son of the petitioner for the grant of compassionate appointment keeping in view the death of his father, appropriate decision will be taken within a period of eight weeks from the receipt of any such claim at the hands of the son of the petitioner and speaking order will be passed and in case, after passing of the speaking order, any benefit is entitled to be extended to the son of the petitioner, the same will also be granted, otherwise, due reasons will be given to the information of the petitioners as to what weighed with the mind of the authorities concerned not to accept the claim.

5. Learned counsel for the petitioner submits that keeping in view the said statement of learned counsel for the respondents, the present petition may kindly be disposed of having been not pressed any further with liberty to the son of the petitioner to move appropriate claim before the authorities concerned to claim compassionate appointment.

6. Ordered accordingly.

December 20th, 2023
kanchan

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No