

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

(214)

CWP-24021-2016
Date of decision:- 13.03.2023

Vikram and another**...Petitioners**

Versus

State of Haryana and others**...Respondents****CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL**

Present:- Mr. S.N.Pillania, Advocate for the petitioner.

Mr. R.K.S.Brar, Addl. A.G., Haryana.

SUVIR SEHGAL, J. (Oral)

Petitioners, who are the sons of Late Sh. Ran Singh, a deceased government employee, have approached this Court *inter-alia* seeking issuance of direction to the respondents for grant of financial assistance of Rs.5 lacs instead of Rs.2.50 lacs, which stands granted to them. Another prayer has been made for directing the respondents to grant ex-gratia appointment to them as per The Haryana Compassionate Assistance and Employment to the Dependents of Deceased Government Employees Rules, 2005 (for short “2005 Rules”).

In response to notice issued by this Court, a short reply has been filed on behalf of the respondents submitting as under:-

“2. That the claim of the petitioners has been considered by the department in view of Chief Secretary letter No.16/138/2001-5GS-II dated 11.2.2004 and 31.3.2003 and further amended vide letter No.16/138-2001-5GS-II dated

11.2.2004 and 19.2.2004 a sanction of Rs.2.50 lacs as financial assistance has been accorded under ex-gratia scheme as Financial Assistance on 21.8.2015 in equal share to his son Sh. Virender and Vikram S/o Late Sh. Ran Singh, Lab Attendant, GSSS Gangwa (Hisar). Copy of the same is annexed as Annexure R-1.

3. That on receipt of the writ petition it came to the notice that sanction of Rs.2.50 Lac has been accorded instead of Rs.5.00 Lac. Whereas the amount of Rs.5.00 Lacs was granting in equal share i.e. 2.50 Lacs to each. Hence another sanction of Rs.2.50 Lac has been issued vide order dated 6.12.2016, therefore the total amount of Rs.5.00 Lacs has been released to the petitioners under the ex-gratia scheme as financial assistance to the dependents of deceased government employee. Copy of same annexure has R-II.

4. That the claim of the petitioners has been settled by the respondents and nothing remains to be settled.”

It is evident from the above that the petitioners have been paid the entire financial assistance of Rs.5 lacs in terms of the 2005 Rules. Once the financial assistance has been given to the legal heirs of the deceased, they cannot stake claim for appointment on compassionate basis.

In view of the above, writ petition stands disposed of.

13.03.2023

Kamal

(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No