

223

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

**CWP-24371-2017 (O&M)
Date of decision : 13.03.2023**

Karanvir Singh and another

....Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Tahaf Bains, Advocate
for the petitioners.

Mr. I.P.S. Kang, A.A.G., Punjab.

Mr. Sehajbir Singh, Advocate
for the respondents/PSPCL.

PANKAJ JAIN, J. (ORAL)

Prayer is for issuance of a writ in the nature of certiorari for quashing of order dated 28.08.2017 (Annexure P-15) passed by the respondent-Corporation, whereby the claim filed by petitioner No.1 for employment in service on compassionate ground owing to demise of his father on 04.07.2006, has been denied.

Learned counsel for the petitioners submits that earlier the claim of the petitioner was treated under solatium policy, however, now the corporation vide letter No.11/79/2021-PE5/3676 dated 27.10.2022, has taken up fresh policy decision which provides for compassionate appointment. In view of the ratio, pursuant to such scheme, a public notice was issued as per which the applicants who wish to avail the benefit of compassionate appointment under the fresh scheme and where

the employee died before 16.04.2010, were granted an opportunity to avail the benefit under fresh scheme by applying within 30 days.

Mr. Sehajbir Singh, counsel representing the Corporation does not dispute the aforesaid fact.

Having heard counsel for the parties and after perusing public notice dated 06.12.2022 which reads as under:-

Public Notice

'It is hereby notified that the Govt. of Punjab, Department of Power (Energy Branch) vide their letter No. 11/79/2021-PE5/3676 dated 27.10.22 has issued a scheme (available at www.pspcl.in) to provide compassionate appointment in lieu of solatium and special pension to the dependents of the deceased PSEB (now PSPCL) employees who had expired before 16.4.2010 and were covered under solatium policy. The applicants who wish to avail the benefit of compassionate under this scheme can submit their appointment application/option at **<https://pspcl.in>>Option for Compassionate Appointment** within 30 days from the date 07.12.2022.

Dated: 06.12.2022

Sd/-
Dy. Secy./ENG-2,
PSPCL, Patiala'

this Court is of the considered opinion that in view of the policy decision taken by the Corporation itself, the impugned order P-15, cannot be sustained. The petitioners have already applied pursuant to public notice dated 06.12.2022. Definitely, the claim of the petitioners needs to be processed in terms of fresh decision in terms of aforesaid public notice

within a period of four weeks.

Present writ petition stands disposed of, accordingly.

13.03.2023
ps-I

(PANKAJ JAIN)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No