

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

**CWP-9613-2016 (O&M)**

Date of decision: 31.01.2023

Sanmeet Singh

....Petitioner

Versus

State of Punjab and others

..Respondents

**CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present:- Mr. Sunil Kumar Nehra, Advocate for the petitioner

Mr. Gurpreet Singh, Addl. AG, Punjab

**ANIL KSHETARPAL, J (Oral)**

The petitioner prays for issuance of a writ in the nature of Certiorari to quash the order dated 28.06.2012, whereby his request for appointment on compassionate basis, has been rejected. He also questions the correctness of the order dated 28.03.2016 passed by the Financial Commissioner-cum-Principal Secretary, Education Department, Punjab. The petitioner claims that he is entitled to be considered for the compassionate appointment because his father died in harness on 25.10.2005. At that time, the petitioner was only 12 years old. His mother filed an application on 31.01.2006, to appoint the petitioner, who was merely 12 years old and never sought employment for herself.

The purpose of granting the appointment on compassionate basis is to immediately support the family, that loses its bread winner out of the blue. It is only a concession given to the heirs of a deceased Government employee under the extraordinary circumstances. Now,

after a passage of nearly 18 years, it would not be appropriate to direct the State Government, to appoint the petitioner, particularly when his mother, who was entitled to be considered for the compassionate appointment at the relevant time, never applied for the same.

Reliance in this regard can be placed on the judgment of the Supreme Court in **Umesh Kumar Nagpal vs. State of Haryana' 1994 (4) SCC138** and **State of Himachal Pradesh and another vs. Shashi Kumar (2019) 3SCC 653**.

In view of the aforesaid facts and discussion, no ground to issue the writ, as prayed for, is made out.

Hence, dismissed.

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

31.01.2023

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)  
JUDGE