

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

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**CWP-22270 of 2022 (O&M)
Date of decision: 17.01.2023**

Jagdish Chander

..Petitioner

Versus

State of Punjab and another

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Vineet Chaudhary, Advocate
for the petitioner.
Mr. Gurpreet Singh, Addl. A.G., Punjab

ANIL KSHETARPAL, J(Oral)

The petitioner has been convicted in a criminal case arising from FIR No.88, dated 07.06.1995, registered under Section 420/465/467/468/471/193/120-B IPC, at Police Station City, Abohar. The petitioner's first appeal as well as the revision petition was dismissed. In Special Leave Petition, the Supreme Court did not interfere in the judgment of conviction, however, reduced the sentence to the period already undergone by the petitioner. The petitioner was working as a kanungo. His prayer for grant of compassionate allowance in terms of Rule 2.5 of the Punjab Civil Services Rules, Volume-II, Part-II has been rejected by the District Collector, Fazilka. This writ petition has been filed to lay challenge to the aforesaid order. Rule 2.5 of the Punjab Civil Services Rules reads as under:-

“No pension may be granted to a Government employee dismissed or removed for misconduct, insolvency or inefficiency, but to Government employee so dismissed or removed, compassionate allowance may be granted when they are deserving of special consideration.”

It is evident that the compassionate allowance may be granted to a dismissed employee in a situation where he deserve special consideration.

The learned counsel representing the petitioner, though, made sincere attempt, however, failed to draw the attention of the court to any special consideration which requires the High Court to exercise its extra ordinary jurisdiction for the relief prayed for.

Keeping in view the aforesaid facts, no ground to grant the relief as prayed for is made out.

The writ petition is dismissed.

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

January 17, 2023
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(ANIL KSHETARPAL)
JUDGE

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