

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

105

CWP-24711-2023

Date of Decision :-03.11.2023

Atul Chauhan**...Petitioner**

Versus

State of Haryana and others**...Respondents****CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. Rakesh Kumar Sharma, Advocate for the petitioner.

Mr. Pankaj Middha, Addl. A.G. Haryana.

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Harsimran Singh Sethi, J. (Oral)

1. Learned counsel for the petitioner submits that the father of the petitioner, who was working as Head Teacher with the respondent-school died while in service hence, the petitioner is entitled for the grant of benefit of compassionate appointment keeping in view the rules governing the service.

2. Learned counsel for the petitioner further submits that the mother of the petitioner has already given in writing to the respondent-department that she has no objection in case the petitioner is granted the benefit of compassionate appointment hence, the respondents are under an obligation to grant the said benefit of compassionate appointment to the petitioner.

3. Notice of motion.

4. Mr. Pankaj Middha, learned Addl. Advocate General, Haryana, who is present in the Court, accepts notice on behalf of the respondents.

5. Learned counsel for the respondents submits that not even a single representation has been received from the petitioner for the grant of benefit of compassionate appointment and the representation which has been received, was given by the mother of the petitioner, which cannot be decided as the mother of the petitioner has already given in writing opting for appointment of his son on compassionate ground and in case, the petitioner intends to claim the said benefit, he can file an appropriate representation before the respondents and in case any such claim is raised before the respondents, the same will be decided by way of passing an appropriate speaking order within a period of 08 weeks from the date of receipt of any such claim.

6. Learned counsel for the petitioner submits that keeping in view the statement of learned counsel for the respondents, the present writ petition may kindly be disposed of having been not pressed any further with liberty to file appropriate representation.

7. Ordered accordingly

November 03, 2023
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(HARSIMRAN SINGH SETHI)
JUDGE

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