

CWP-28681-2023

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2023:PHHC:163663

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CWP-28681-2023

Date of Decision :-20.12.2023

Radha and another

..Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Raj Kumar Poonia, Advocate and
Mr. Naveen Sihag, Advocate for the petitioners.

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

* * *

Harsimran Singh Sethi, J. (Oral)

1. In the present petition, the grievance of the petitioners is that the petitioner No.2 is entitled for the grant of benefit of compassionate appointment after the death of his father namely, Surender Dutt, who unfortunately died on 15.04.2021 while working as Mess Assistant with the respondent-department.

2. Learned counsel for the petitioners submits that keeping in view the Exgratia Financial Assistance Policy, which was in operation at the time of death of the father of the petitioner No.2, the petitioner No.2 is entitled for the grant of benefit of compassionate appointment, which benefit has not been extended to him and that too without any valid justification hence, the respondents are liable to be directed to consider the claim of the petitioners

for the grant of benefit of compassionate appointment.

3. Learned counsel for the petitioners submits that the petitioners have already raised the said claim before the respondents by way of serving a legal notice dated 17.10.2023 (Annexure P/4), which is still pending consideration with the respondents and the petitioners will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the said legal notice.

4. Notice of motion.

5. Mr. Pankaj Middha, Addl. A.G. Haryana accepts notice on behalf of the respondent-State and submits that in case the legal notice dated 17.10.2023 (Annexure P/4) has been received from the petitioners and is still pending consideration with the respondents, the same will be decided by the respondents in accordance with law and an appropriate order will be passed within a period of 08 weeks from the date of receipt of copy of this order.

6. Learned counsel for the petitioners submits that keeping in view the statement of the learned counsel for the respondents, present petition may kindly be disposed of having been not pressed any further.

7. Ordered accordingly.

December 20, 2023

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(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No