

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.6960 of 2017

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Munni Devi W/o Late Kuldip Prasad, resident of Village- Upardih, P.S.-
Sirdala, District- Nawada.

... .. Petitioner/s

Versus

1. The State Of Bihar through the Principal Secretary, Department of Home,
Bihar, Patna
2. The District Magistrate, Nawada.
3. The Superintendent of Police, Nawada.
4. The Officer Incharge, P.S.- Sirdala, District- Nawada.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Prabhakar Singh, Advocate
For the Respondent/s : Mr. Md. Harun Buanesh, AC to SC01

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL JUDGMENT

Date : 23-01-2024

Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

2. The present writ petition has been filed for a
direction to the respondent authorities to appoint the petitioner
on compassionate ground.

3. Learned counsel for the petitioner submits that the
husband of the petitioner died on 19.06.2005 and after that the
petitioner has submitted his application for appointment on
compassionate ground on 15.09.2016.

4. Learned counsel for the State submits that he has
filed a detailed counter affidavit stating therein that the



petitioner has applied for the appointment on the post of Chaukidar in place of her husband who died in harness but the Compassionate Appointment Committee has rejected her application on 08.11.2008 on the ground that the petitioner is illiterate while the minimum qualification for appointment as Chaukidar is 8th Class pass as per the notification no. 9339 dated 28.08.2006 of Home Department, Bihar.

5. Learned counsel for the State further submits that the claim of the petitioner was rejected long back in the year 2008 and the present writ petition has been filed in the year 2017 and the petitioner has not chosen to challenge the same before the Hon'ble Court. In the year 2014 the daughter of the petitioner has also applied for the appointment on the compassionate ground and for that she has filed an application dated 26.04.2014 which was brought on consideration before the Compassionate Appointment Committee and the same was rejected vide decision dated 19.11.2014 on the ground that she has filed the application after 5 years and as per the provisions in the Compassionate Appointment Rules the daughter of the petitioner was required to file her application within 5 years of the death of her father.



6. In view of the aforesaid, there is no merit in the writ petition and same stands dismissed.

(Rajesh Kumar Verma, J)

Vanisha/-

AFR/NAFR	NAFR
CAV DATE	N/A
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