

IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

113

CWP-4262-2024 (O&M)  
Date of decision: 26.02.2024

Khush Farwaha

....Petitioner

Versus

State of Punjab and Others

...Respondents

**CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY**

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Present : Mrs. Manveen Kahlon, Advocate for the petitioner

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**AMAN CHAUDHARY. J.**

1. The present Civil Writ Petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus summoning the records of the case as also to direct the respondent for considering the candidature of the petitioner for regular appointment on the post of Safai Sewak Class-IV employee.
2. Learned counsel would contend that the petitioner had applied for compassionate appointment and has submitted affidavits as required, Annexure P-7, which were forwarded for approval from higher officials by Commandant, Police Recruit Training Centre to the Additional Director vide letter dated 12.07.2019, Annexures P-8 and an intimation was received by the petitioner dated 14.07.2021, Annexure P-9, that Director General, Police Punjab Chandigarh (Statt-III Branch, the case for appointment of son of deceased Constable Lakshman Dass, No.90/RTC, in his place, on the post of Class-IV (Regular Sweeper) on compassionate basis, has been forwarded to Additional Chief Secretary, Punjab, for condonation of delay of 7 years, 9 months and 24 days.

However, no decision has been communicated to the petitioner thereafter. She thus, at this stage, on instructions, submits that the petitioner is sanguine of it being considered in a positive manner, in case, a direction is given to the respondents to decide the same in a time bound manner by granting him an opportunity of hearing.

3. Notice of motion.

4. At the asking of the Court, Mr. Swapan Shorey, DAG Punjab accepts notice on behalf of the respondent-State and has no objection to the limited prayer made.

5. In view of the aforesaid and without commenting upon the merits of the case, this petition is hereby disposed of with a direction to the respondents to consider the claim of the petitioner and decide the same, taking note of the letters dated 12.07.2019 and 14.07.2021, Annexures P-8 and P-9 and decide the same within a period of 6 months and if found entitled, necessary benefits be granted to the petitioner forthwith. However, in the eventuality of the relief being denied, a speaking order be passed, after associating him therewith.

(AMAN CHAUDHARY)  
JUDGE

26.02.2024  
M.Kamra

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