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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-18261-2022
Date of decision: 11.11.2024

SAVITA

...Petitioner(s)

VERSUS

UTTAR HARYANA BIJLI VITRAN NIGAM LIMITED AND OTHERS
...Respondent(s)

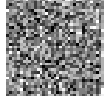
CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present:- Mr. Ram Pal Verma, Advocate
for the petitioner.

Ms. Mansi, Advocate for
Mr. Padamkant Dwivedi, Advocate
for the respondents.

JASGURPREET SINGH PURI, J. (Oral)

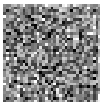
1. The present writ petition has been filed under Articles 226/227 of the Constitution of India seeking issuance of a writ in the nature of *certiorari* for quashing the order dated 19.04.2019 (Annexure P-4), whereby the respondents granted ex-gratia compassionate financial assistance for a sum equal to the pay and other allowances that was last drawn by the husband of the petitioner without taking consent from the petitioner with a further prayer to direct the respondents to give appointment to the petitioner in place of her late husband.
2. Learned counsel for the petitioner submitted that the husband of the petitioner, namely, Joginder Kumar was given appointment by the



respondent-Nigam in the year 2014 since the land of the husband of the petitioner was acquired by the Government and as a matter of policy, he was granted appointment in lieu of acquisition of land. He further submitted that on 01.05.2018, the husband of the petitioner died and thereafter, the petitioner has been granted the benefit of ex-gratia compassionate financial assistance in terms of the Policy of the year 2006. He further submitted that the petitioner was entitled for grant of compassionate appointment but instead of that she was only given ex-gratia compassionate financial assistance. He also submitted that the petitioner may be granted liberty to move a representation before the concerned authorities of the respondent-Nigam for raising the aforesaid grievance because till date the same has not been given to the respondent-Nigam and a direction may be issued to the respondent-Nigam to consider and decide the representation in accordance with law and in a time bound manner.

3. On the other hand, learned counsel appearing on behalf of the respondents submitted that since the petitioner has now confined the scope of the present writ petition only to the limited extent of considering and deciding the representation, if any, given by the petitioner for grant of compassionate appointment, she has no objection with regard to the same and the representation will be considered and decided in accordance with law as per the time frame work fixed by this Court.

4. After hearing learned counsels for the parties, this Court is of the considered view that since the learned counsel for the petitioner has confined the scope of the present writ petition only to the limited extent of seeking liberty to move a representation before the concerned authorities of the



respondent-Nigam for raising the aforesaid grievance, a direction is issued to the respondent-Nigam that in the event of the petitioner filing any representation before the respondent-Nigam for grant of compassionate appointment then the same shall be considered and decided strictly in accordance with law, within a period of three months thereafter.

5. Consequently, the present writ petition is disposed of in the aforesaid terms.

11.11.2024
Chetan Thakur

(JASGURPREET SINGH PURI)
JUDGE

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