

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

Sr. No.255

CWP-18047-2021

Date of decision : 28.02.2024

Gurpreet Kaur

.....Petitioners

Versus

State of Punjab and anr.

..... Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present: Mr. J.S. Mohri, Advocate for the petitioner.

Mr. Swapan Shorey, DAG, Punjab

AMAN CHAUDHARY, J.

1. The prayer in the present Civil Writ Petition filed under Articles 226/227 of the Constitution of India, is for directing the respondents to grant the compassionate appointment to the petitioner on the post of constable on account of death of her husband on 15.06.2015 during service.

2. Learned counsel for the petitioner refers to para 2 of the reply dated 28.04.2022, relevant of which reads thus:

“..Further it was conveyed to the petitioner that there is no instructions with regard to extending of time so that the petitioner may enhance her qualification required for the post 10+2. Therefore, a time for doing study of 10+2 till the age of 18 years could be given to the petitioner’s children for enlistment. However, no time could be given to the petitioner for her own study and the petitioner can apply for job for her children only.”

3. In view of the above, he prays for withdrawal of the writ petition, to enable the petitioner to move an application for compassionate appointment for her son, at the appropriate stage, in terms of the Instructions dated 21.11.2022 issued by Government of Punjab, Department of Personnel (Personnel Policies-II Branch) and/or other relevant Instructions.

4. Learned State counsel submits that he does not have any

objection to the limited prayer made.

3. In view of the aforesaid and without commenting upon the merits of the case, this petition is hereby disposed of with a direction to respondents that in case the petitioner submits any such application/representation, the same shall be considered and decided within a period of three months from the date of its receipt and if found entitled, necessary benefits be granted forthwith. However, in the eventuality of the relief being denied, a speaking order be passed, after associating her therewith.

(AMAN CHAUDHARY)
JUDGE

28.02.2024
G Arora

<i>Whether speaking/reasoned</i>	<i>:-</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>:-</i>	<i>Yes/No</i>