



CWP-15240-2024

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

(110)

CWP-15240-2024

Date of Decision : July 31, 2024

Avtar Singh

.. Petitioner

Versus

The Financial Commissioner, Revenue and another .. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Ankit Bhardwaj, Advocate, for
Mr. B.S. Jaswal, Advocate, for the petitioner.

Mr. Arun Gupta, Deputy Advocate General, Punjab.

HARSIMRAN SINGH SETHI J. (ORAL)

1. Learned counsel for the petitioner submits that by a totally cryptic and non-speaking order without giving any reason for rejecting the claim of the petitioner, the petitioner has been denied the benefit of compassionate appointment.

2. Learned counsel for the petitioner further submits that once, the authorities are deciding the claim of the petitioner for compassionate appointment, the reasons for arriving at a particular conclusion have to be given whereas, the claim of the petitioner has been declined by the respondents and not even a single reason has been mentioned in the impugned order dated 15.02.2023 (Annexure P-9) hence, the said order cannot be sustained in the eyes of law.

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3. Notice of motion.

4. Mr. Arun Gupta, learned Deputy Advocate General, Punjab, who is present in the Court, accepts notice on behalf of the respondents.

5. Learned counsel for the respondents submits that keeping in view the fact that no reason has been mentioned in the impugned order declining the claim of the petitioner for the grant of compassionate appointment, he has instructions that the impugned order dated 15.02.2023 (Annexure P-9) may kindly be treated as withdrawn with liberty to pass a fresh order qua the claim of the petitioner for the grant of compassionate appointment and the said fresh order will be passed within a period of eight weeks of the receipt of copy of this order, which will be conveyed to the petitioner.

6. Learned counsel for the petitioner submits that as the impugned order dated 15.02.2023 (Annexure P-9) has been withdrawn with liberty to pass a fresh order, the present writ petition has been rendered infructuous and the same may kindly be disposed of as such.

7. Ordered accordingly.

July 31, 2024*harsha***(HARSIMRAN SINGH SETHI)****JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No