

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

Sr. No.221

CWP-17250-2018

Date of decision : 18.03.2024

Surinder Kumar

.....Petitioner

Versus

State of Punjab and ors.

..... Respondent

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present: Mr. Vishal Sodhi, Advocate for the petitioner.

Mr. Arun Gupta, D.A.G. Punjab

AMAN CHAUDHARY, J. (Oral)

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 appoint the petitioner on compassionate appointment on Class IV post as per the scheme of compassionate appointment.

2. Learned counsel would submit that a letter of recommendation by the Joint Director, Education Department, dated 21.12.2017(Annexure P-28) was addressed to the Principal, GC Kala Afghana (Gurdaspur) that necessary action be taken for appointment of the petitioner, on a Class-IV post, he being the competent authority and the said office be informed and in case of any delay in the matter, he would be responsible. There being no decision taken, the present petition was filed in the year 2018, by appending the application filed by the petitioner on 20.07.1999, Annexure P-2, stating therein that he was the adopted son of Smt. Bhagwati, since deceased, as per the decree of the Civil Judge (Junior Division), Batala dated 04.10.1999, in a

suit instituted on 25.11.1997, wherein it was decreed to the effected that the

petitioner was the adopted son of plaintiff w.e.f. 30.06.1980. It was also stated in the petition that in wake of the above, the nomination of the petitioner had been made regarding her service benefits. He, on instructions, submits that the respondents may be directed to decide the claim of the petitioner in a time bound manner.

4. Learned State counsel has no objection to the limited prayer made.

5. In view of the aforesaid and without commenting upon the merits of the case, the present petition is disposed of with a direction to respondent-department to decide the claim of the petitioner taking note of the recommendation dated 21.12.2017 of the Joint Director, Annexure P-28, within a period of four months.

(AMAN CHAUDHARY)
JUDGE

18.03.2024
G Arora

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