

CM-6585-CWP-2024 in/and  
CWP-24955-2021 (O&M)

2024:PHHC:157639



IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

(107+259)

CM-6585-CWP-2024 in/and  
CWP-24955-2021 (O&M)  
Date of Decision : 28.11.2024

Aman Mahi

...Petitioner

Versus

State of Punjab and another

...Respondents

**CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. Deepak Nayar, Advocate for the petitioner.

Ms. Shruti, Assistant Advocate General, Punjab.

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**Harsimran Singh Sethi J. (Oral)**

**CM-6585-CWP-2024**

Present application has been filed for placing on record  
replication filed on behalf of the petitioner.

Application is allowed and replication filed on behalf of the  
petitioner is taken on record with all just exceptions.

**CWP-24955-2021 (O&M)**

In the present petition, the claim of the petitioner is that he is  
entitled for the grant of compassionate appointment after the death of his  
father, which is not being considered on the ground that the petitioner is  
involved in an FIR.



Upon notice of motion, the respondents have filed the reply. In paragraph 8 of the preliminary submissions, the following averments have been made by the respondents :-

*“8. That it is pertinent to mention here that during investigation of FIR No. 82 dated 18.03.2021 registered u/s 323, 341, 379, 506, 34 IPC, PS Salem Tabri, Ludhiana, petitioner has been declared innocent and cancellation report has been submitted in the Court on 12.12.2022. If the petitioner moves a fresh application, it will be considered as per rules.”*

Keeping in view the above, let the petitioner make a fresh representation to the respondents for consideration of his claim and in case, any such application is made, the respondents will be under obligation to consider the claim of the petitioner for the grant of compassionate appointment in accordance with law and appropriate order in this regard be passed within a period of eight weeks of the receipt of any such claim and in case, the petitioner is found entitled for the benefit, the same be extended to him, otherwise, due reasons be mentioned in the speaking order for not accepting the claim of the petitioner, which reasons be conveyed to the petitioner as well.

Present petition is disposed of in above terms.

Pending miscellaneous application, if any, also stands disposed of.

**November 28, 2024**  
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**(HARSIMRAN SINGH SETHI)**  
**JUDGE**

*Whether speaking/reasoned : Yes*

*Whether reportable : No*