

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

Date of Decision : 03-09-2024

VERSUS

.....Respondent(s)

Learned counsel for the petitioner submits that the said action of the respondents is contrary to the judgment of this Court in LPA No.462 of 2021 titled “***State of Punjab and ors. Vs. Amarjit Kaur***”, it has been held that even the married daughter who was dependant upon their parents is held entitled for the grant compassionate appointment and in the present case and the petitioner is physically disabled, her husband is unemployed, and the

petitioner is residing with her father and was being supported by the father, hence, the decision of the impugned order dated 20.10.2023 (Annexure P-2) is contrary to the judgment in *Amarjit Kaur's case (supra)* and the same is liable to be set aside.

Learned counsel for the petitioner further submits that after the death of the father in January, 2023 even the mother of the petitioner passed away in March, 2023 and no benefit in respect of the service rendered by the father has been released to the petitioner which is causing prejudice hence, the respondents are liable to be directed to release all the service benefits in respect of the deceased father of the petitioner to her in a time bound manner along with the interest so that the petitioner does not suffer any prejudice.

Notice of motion.

Mr. Satnampreet Singh Chauhan, DAG Punjab accepts notice on behalf of the respondent-State and submits that with regard to the grievance of denial of the benefit of compassionate appointment to the petitioner vide impugned order dated 20.10.2023 (Annexure P-2), he has instructions to say that the said impugned order be treated as withdrawn with liberty to pass a fresh order in accordance with law by keeping in mind the judgment of this Court in *Amarjit Kaur's case (supra)*.

Ordered accordingly.

With regard to the grant of service benefits, learned counsel for the petitioner submits that in case all the formalities have already been completed, the service benefits in respect of the deceased father of the petitioner will be released within a period of 8 weeks from the receipt of this order and in case any formality is yet to be completed, the petitioner will be asked to complete the same and after completion of all the formalities, the

service benefits will be released to the entitled person including the petitioner in case there is no other beneficiary, within a period of 4 weeks of the completion of such formalities.

Learned counsel for the petitioner submits that keeping in view the statement of the learned State counsel, no grievance of the petitioner survives and the present petition may kindly be disposed of as having been not pressed any further.

Ordered accordingly.

Pending application, if any, also stands disposed of.

03-09-2024
Sapna Goyal

(HARSIMRAN SINGH SETHI)
JUDGE

NOTE: Whether speaking: YES/NO
 Whether reportable: YES/NO