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

(117) CWP-22229-2024
Date of Decision : September 05, 2024

Sukhmanpreet Singh Dhillon .. Petitioner

Versus

State of Punjab and others .. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Sardavinder Goyal, Advocate, for the petitioner.

Mr. Charan Preet Singh, Assistant Advocate General, Punjab.

HARSIMRAN SINGH SETHI J. (ORAL)

1. Learned counsel for the petitioner submits that by a totally cryptic and non-speaking order dated 06.10.2023 (Annexure P-7), the claim of the petitioner for the grant of compassionate appointment has been rejected.

2. Learned counsel for the petitioner further submits that not even a single reason has been given as to why, the petitioner is not entitled for compassionate appointment despite the fact that the mother of the petitioner namely Kashmir Kaur was working as Superintendent of Police and had died while in service.

3. Notice of motion.

4. Mr. Charan Preet Singh, learned Assistant Advocate General, Punjab, who is present in the Court, accepts notice on behalf of the respondents.

5. Learned State counsel, after going through the order dated 06.10.2023 (Annexure P-7), has not been able to rebut the fact that not even

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a single reason has been given for declining the claim of the petitioner for the grant of compassionate appointment.

6. Keeping in view the facts stated hereinbefore especially when once a power has been given to the executive to decide the claim of a particular candidate qua a particular relief, due reasons are to be given for accepting or rejecting the claim so that the claimant concerned should know what weighed with the mind of the authorities concerned to accept or reject the claim.

7. In the absence of any reason given, the order will be declared cryptic and non-speaking, which order cannot be sustained in the eyes of law hence, keeping in view the facts and circumstances of the present case, the orders dated 06.10.2023 (Annexure P-7) and 04.11.2023 (Annexure P-8) which are totally cryptic and non-speaking, are set aside and the respondents are directed to consider the claim of the petitioner for the grant of compassionate appointment in accordance with law keeping in view the instructions issued by the Government and pass an appropriate speaking order giving the reasons for accepting or rejecting the claim of the petitioner so that the petitioner in case aggrieved, can avail appropriate remedy against the said decision. Let the fresh order be passed within a period of eight weeks of the receipt of copy of this order.

8. The present writ petition is disposed of in above terms.

September 05, 2024*harsha***(HARSIMRAN SINGH SETHI)****JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No