2026:AHC:207381

HIGH COURT OF JUDICATURE AT ALLAHABAD

WRIT - A No. - 16280 of 2026

Smt. Anita Devi And Another

.....Petitioner(s)

Versus

State Of U.P. And 3 Others

.....Respondent(s)

Counsel for Petitioner(s) : Kamal Kumar Sharma, Virendra Singh
Counsel for Respondent(s) : C.S.C.

Court No. - 52

HON'BLE MRS. MANJU RANI CHAUHAN, J.

1. Heard learned counsel for the petitioners as well as Dr. Santosh Kumar Shukla, learned Additional Chief Standing Counsel for the State.

2. The instant writ petition has been filed with the prayer to direct the respondents to consider the grant compassionate appointment to the petitioner no.2 who is eligible dependent of Late Shri Gaurav Kumar, former Lecturer (Physics), Hindu Inter College, Atarra, District-Banda and to release all admissible service benefits, including gratuity, provident fund, leave encashment, group insurance, salary arrears and other death-cum-service benefits in favour of petitioner no.1, in accordance with law, within stipulated period.

3. Learned counsel for the petitioners submits that the son of petitioner no.1, who was working as Lecturer (Physics) in Hindu Inter College, Atarra, District-Banda, died-in-harness on 12.07.2026. He further submits that the petitioner no.2, namely, Saurabh Chak is brother of the deceased employee. The respondent no.4, Priyanka Tomar, is wife of the deceased employee and is claiming benefit of compassionate ground, concealing the fact that the petitioner nos.1 and 2 have not given any no objection in this regard. He further contends that in this regard, the petitioners have moved a representation before the respondent no.2-District Inspector of Schools, District-Banda, therefore, a direction may be issued to decide the claim for compassionate appointment, in accordance with law.

4. Learned Additional Chief Standing Counsel for the State has no

objection to the aforesaid, however, submits that in case a fresh representation is given by the petitioners before the competent authority, the same may be decided in accordance with law.

5. This writ petition is being decided without issuing notice to respondent no.4.

6. Considering the facts and circumstances of the case but without expressing any opinion on the merits of the case set up on behalf of the petitioners, the present writ petition is **disposed of** by providing that the petitioners may make fresh representation, ventilating all their grievances, supported by all such documents, as may be advised, before the respondent no.2-District Inspector of Schools, District-Banda, within **three weeks** from today along with a certified copy of this order. On such representation being made, respondent no.2 shall make all endeavours to consider and decide the same, strictly in accordance with law, by means of a reasoned and speaking order, after giving proper opportunity of hearing to all the parties concerned including respondent no.4, namely, Priyanka Tomar (wife of the deceased employee), as expeditiously as possible, preferably within a period of **six weeks** from the date of production of certified copy of this order, if there is no legal impediment.

(Mrs. Manju Rani Chauhan,J.)

October 5, 2026
K.N.

Digitally signed by :-
KALP NATH SINGH
High Court of Judicature at Allahabad