HIGH COURT OF JUDICATURE AT ALLAHABAD

WRIT - A No. - 17513 of 2026

Shakila And Another

.....Petitioner(s)

Versus

State Of U.P. And 3 Others

.....Respondent(s)

Counsel for Petitioner(s)	:	Monika Arya, Rajeev Ranjan Tripathi
Counsel for Respondent(s)	:	C.S.C., Manvendra Singh

Court No. - 6

HON'BLE VINOD DIWAKAR, J.

1. Heard learned counsel for the petitioners, learned counsel for the respondent nos.3 & 4, learned Standing Counsel for the State-respondents, and perused the record.

2. The present writ petition has been filed seeking a direction to respondent no. 4 to decide the application submitted by petitioner no. 2 for compassionate appointment and to provide her compassionate appointment. A further prayer has been made for a direction to the respondents to release the service benefits payable consequent upon the death of the deceased Government Employee, Saguphata Parveen, in favour of the petitioners.

3. Ms. Monika Arya, learned counsel for the petitioners, submits that the deceased employee was a divorced woman who was serving in the Basic Education Department as an Assistant Teacher. She further submits that petitioner no. 2 is the real sister of the deceased and that the deceased died issueless. It is, therefore, contended that the claim of petitioner no. 2 for compassionate appointment and the release of the service benefits of the deceased employee deserves consideration in accordance with law.

4. Per contra, learned counsel for the B.S.A. submits that the husband of the deceased has also submitted an application seeking compassionate appointment.

5. In view of the submissions advanced by learned counsel for the parties, this Court is of the considered opinion that the claim of the petitioners, as well as the competing claim, if any, in respect of compassionate appointment and the service benefits of the deceased employee, is required to be

considered by the competent authority in accordance with the applicable rules and the documents available on record. Upon verification of the documents submitted by both the claimants and consideration of their respective claims, the B.S.A. shall take an appropriate and conscious decision in the matter.

6. Accordingly, without expressing any opinion on the merits of the rival claims, the present writ petition is disposed of with a direction to respondent no. 4 to consider and decide the application of petitioner no. 2 for compassionate appointment, along with the competing claim, if any, after duly verifying the relevant documents and affording an opportunity of hearing to the concerned parties, by passing a reasoned and speaking order, in accordance with law, expeditiously, preferably within a period of three months from the date of production of a certified copy of this order.

October 23, 2026
Anil K. Sharma

(Vinod Diwakar,J.)

Digitally signed by :-
ANIL KUMAR SHARMA
High Court of Judicature at Allahabad