



NAFR

HIGH COURT of CHHATTISGARH, BILASPUR

WPS No. 1656 of 2023

Keshav Kesharwani S/o Late Dinbandhu Prasad Kesharwani Aged About 38 Years R/o Ward No. 2, Dhangardeepa, Raigarh Tahsil And District Raigarh Civil And Revenue District Raigarh (Chhattisgarh)

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary, Health Department, Mahanadi Bhavan, Mantralay, Atal Nagar, New Raipur District Raipur Chhattisgarh
2. The Director Health Services, Indrawati Bhavan, Atal Nagar, New Raipur District Raipur Chhattisgarh
3. The Collector Raigarh, District Raigarh Chhattisgarh
4. The Chief Medical And Health Officer Raigarh, District Raigarh Chhattisgarh
5. The Block Medical Officer Gharghoda, District Raigarh Chhattisgarh

---- Respondents

For Petitioner : Shri M.K. Sinha, Advocate

For State : Shri Shubham Verma, Panel Lawyer

S.B.: Hon'ble Shri Parth Prateem Sahu, Judge

Order On Board

02/03/2023

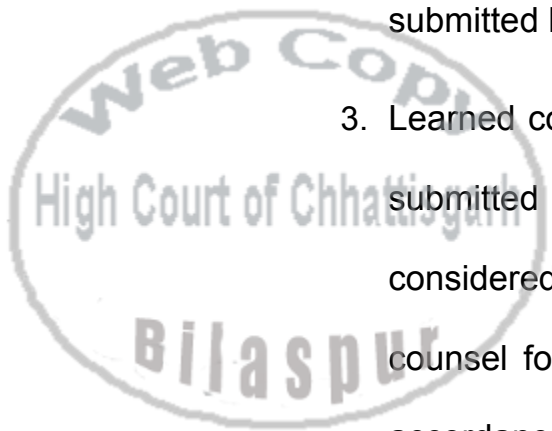
Heard.

1. Grievance of the petitioner in this writ petition is of not taking any decision on his application for grant of compassionate appointment since last about 4 years.
2. Learned counsel for the petitioner would submit that brother of the petitioner while working on the post of Ward Boy died in



harness on 11.01.2018. Petitioner who is brother of deceased-employee submitted an application for grant of compassionate appointment on 10.4.2018 as his brother was unmarried. Since the date of application, petitioner was not intimated about any order on his application for compassionate appointment and according to his information, the application has not been considered till date by the respondents in accordance with circular issued by the State Govt. in this regard. At this stage, grievance of the petitioner would be redressed if a direction is issued to respondent No.4 to take decision on application submitted by the petitioner within specified time.

3. Learned counsel for the State would submit that the application submitted by the petitioner is of the year 2018. If it is not yet considered by the competent authority as stated by learned counsel for the petitioner, it will be considered and decided in accordance with law.
4. I have heard learned counsel for the parties and perused the documents placed along with writ petition.
5. Grievance of the petitioner is only that application for grant of compassionate appointment submitted by the petitioner has not been considered and appropriate decision has not been taken on it. Copy of application for compassionate appointment is filed as Annexure P-5. Petitioner is stated to be brother of deceased employee who was unmarried.
6. In the aforementioned facts of the case and further considering





the date of application as mentioned in Annexure P-5 i.e. 10.04.2018 without commenting anything on merits of the case, this writ petition at this stage is disposed of directing respondent No.4 to take decision on petitioner's pending application for grant of compassionate appointment expeditiously, preferably, within a period of 4 months from the date of receipt of copy of order passed by this Court.

7. Petitioner shall also enclose copy of writ petition with relevant documents along with copy of this order.

Certified copy as per rules.



Sd/-
(Parth Prateem Sahu)
Judge