

Appoint ment.
on compassionate
ground (No)

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
AHMEDABAD BENCH

(2)

O.A. No. 566 of 1989
E.A. No.

DATE OF DECISION 27.1.1992

Smt. Chaturiben WD/o Sursinh Petitioner
Bhava and another

Shri R.R. Tripathi Advocate for the Petitioner(s)

Versus

Union of India & Ors. Respondent

Shri B.R. Kyada Advocate for the Respondent(s)

CORAM :

The Hon'ble Mr. R.C. Bhatt

: Member (J)

The Hon'ble Mr.

1. Whether Reporters of local papers may be allowed to see the Judgement ? *Yes*
2. To be referred to the Reporter or not ? *X*
3. Whether their Lordships wish to see the fair copy of the Judgement ? *X*
4. Whether it needs to be circulated to other Benches of the Tribunal ? *X*

(3)

Smt Chaturiben Wd/o Sursinh
Bhava & another

: Applicant

(Advocate : Shri R.R. Tripathi)

VS.

Union of India & Ors.

: Respondents

(Advocate : Shri B.R. Kyada)

O R A L - J U D G E M E N T

O.A.No.566 of 1989

Date: 27.1.1992

Per : Hon'ble Shri R.C. Bhatt

: Member (J)

None present for the applicant, ^{as well} ~~as well as~~ for the respondents. This application is filed by the applicants praying that the respondents Railway be directed to give appointment to applicant no. 2 on compassionate grounds in any suitable trade or post. The applicant no. 1 is the widow and the applicant no. 2 is the son of the deceased Sursinh Bhava. It is the case of the applicants that they are dependent of late Shri Sursinh Bhava who was working as casual labourer at Surendranagar under the Divisional Railway Manager, Western Railway, Rajkot at the time when he died in a truck accident belonging to Railway. It is averred in the application that the applicants belong to Schedule Tribe community and are very poor. The applicants have averred in the application that the deceased Sursinh

W

Bhava was working as Khalasi (Substitute) in the Construction Unit of Western Railway at Surendranagar under the Rajkot Division. The deceased died in harness when he was on duty on 16.2.1982 when he met with an accident and died at the age of 35 years. It is alleged that the deceased had completed more than two years of service with the respondents and was given the status of temporary railway servant and was getting all the service benefit admissible to the Railway Employee. It is further alleged in the application that at the time of death, the deceased left behind him a family of four children and the widow. The applicant no. 2 is the eldest son and completed 18 years of age on 31.5.1987. It is alleged that the applicant no. 1 had made repeated applications to the respondent for giving appointment to applicant no.2 on compassionate grounds according to policy of the Railway, but the respondents have not paid any heed to it nor have they cared to reply the said application, and hence this application.

2. No reply is filed to this application by any of the respondents.

3. The applicants have produced at annexure A/1 the application made by the applicant no.1 on 15th May, 1987, for giving appointment to applicant no. 2 on compassionate grounds and on that date the applicant no. 2 was about to attain the age of 18 years. Thereafter, another application

9

dated 13.1.1988 was made by applicant no.2 to the respondents, produced at annexure A/2, in which it is mentioned that Patel Jesinhbhai Sursinh Bhava i.e. applicant no. 2 has become major and has studied upto Xth Standard and, therefore, he should be given appointment on any suitable job on compassionate grounds. This was followed by another application dated 10.7.1989, vide annexure A/3, by applicant no. 1 as no reply was given by the respondents to her previous application, annexure A/2.

4. Having gone through the application and the annexures it appears that the deceased died in harness on 16.2.1982 at the age of 35 years when he met with an accident. It is also clear from the averments made in the application that applicant no.2, the son of the deceased, completed 18 years of age on 31.5.1987 and that he has studied upto Xth Standard. The applicants are poor persons belonging to Schedule Tribe and they were dependent on the deceased and they are barely able to maintain themselves. The deceased was working as Khalasi in the Construction Unit of Western Railway at Surendranagar under Rajkot Division and as per the averment made in the application, the deceased had acquired temporary status. The respondents have not filed any reply resisting the application. The respondents have not given reply to the applications, annexure A/2 and A/3, of the applicants. The respondents ought to have considered the applications



annexure A/2 and A/3 of the applicant no. 1 at the earliest. There is no sense in delaying the question of appointment on compassionate grounds because the intention behind this appointment is to give immediate assistance to the dependent of the deceased government servant dieing in harness.

The respondents, therefore, shall have to be given direction to consider the case of appointment of applicant no. 2 on compassionate grounds in any job suitable to him, having regard to the Rules of the Railway Authority. Hence the following order is passed :-

O R D E R

The respondent no. 2 and 3 or any of the competent officer of respondent no. 2 and 3 to decide the question of appointment of the applicant no.2 on compassionate grounds in a job suitable to him as per his qualification considering the representation of applicant no. 2 at annexure A/2 and A/3 dated 13.1.1988 and 10.7.1989 with sympathy, and if possible the respondents should give appointment to applicant no.2 if they are satisfied, with having regard to the conditions of the applicants and the relevant policy of Railway, ^{that} the applicant no. 2 is entitled to appointment on compassionate ground. The respondents should decide this question of appointment on compassionate ground within four months from the date of receipt of the judgement in this case. No order as to costs. The application is disposed of.

R.C. Bhatt

(R.C. BHATT)
Member (J)

Central Administrative Tribunal Ahmedabad Bench.

Application No. OA/566/89 of 199

Transfer Application No. _____ Old Writ.Pet.No. _____

CERTIFICATE

Certified that no further action is required to be taken
and the case is fit for consignment to the Record Room (Decided)

Dated: 3/2/92

Countersigned.

S 

Section Officer/Court Officer.



Signature of the Dealing
Assistant.

INDEX SHEET

PART A B & C

[illegible]

CENTRAL ADMINISTRATIVE TRIBUNAL

AHMEDABAD BENCH

AHMEDABAD.

Submitted :

C.A.T./JUDICIAL
SECTION.

Original Petition No.: 566 of 89.

Miscellaneous Petition No. of .

Shri Chakribon w/o Sursingh Bhava Petitioner(s).
Versus.

Union of India Respondent(s).

This application has been submitted to the Tribunal by Shri A R Tripathy under Section 19 of the Administrative Tribunal Act, 1985. It has been scrutinised with reference to the points mentioned in the check list in the light of the provisions contained in the Administrative Tribunals Act, 1985 and Central Administrative Tribunals (Procedure) Rules, 1985.

The application has been found in order and may be given to concerned for fixation of date.

The application ^{has} not been found in order for the ~~same~~ reasons indicated in the check list. The applicant may be advised to rectify the same within 21 days/Draft letter is placed below for signature.

✓ Three spare copy for Resp. not filed

✓ Date of Az differ to Index.

4/K ✓ Address of Resp no: not proper

Ans ✓ Question of limitation will also arise.

Dr.

Wang inform accordingly

CGP
5/12

5/12/89
10/12/89
05/12/89

he may issue of here

8/12
Mr
to
12/12

Order
6/14/88
1/13 Saw
06/12/88

Order 6/12

vide i-ly 'A' Adv Cones sys Acta the matter is not
in ~~limitation~~ that the matter is within the limitation in one of
Applied to put up for ^{order} please

8
20/12
Mr
to
20/12

We may fix date for
admission as copy
leaved to attend.

Order

1/13 Saw
29/12/88

Order
29/12/88

CENTRAL ADMINISTRATIVE TRIBUNALAHMEDABAD BenchAPPLICANT (S) Chaturiben w/o Suresh BhoraRESPONDENT(S) Union of India -PARTICULARS TO BE EXAMINEDENDORSEMENT AS TO
RESULT OF
EXAMINATION.

1. Is the application competent ? y
2. (A) Is the application in the prescribed form? y
(B) Is the application in paper book form ? y
(C) Have prescribed number complete sets of the application been filed ? # no.
3. Is the application in time ? no
If not, by how many days is it beyond time ? one & half year
Has sufficient cause for not making the application in time stated ? no
4. Has the document of authorisation/ Vakalat Nama been filed.? y
5. Is the application accompanied by B.D./L.P.O. for Rs.50/-? Number of B.D./L.P.O. to be recorded. DD 194274
6 581
6. Has the copy/copies of the order(s) against which the application is made, been filed ? No specific order
7. (a) Have the copies of the documents relied upon by the applicant and mentioned in the application been filed ? y
(b) Have the documents referred to in (a) above duly attested and numbered accordingly ? y
(c) Are the documents referred to in (a) above neatly typed in double space ? y
8. Has the index of documents has been filed and has the paging been done properly ? y

PARTICULARS TO BE EXAMINED

ENDORSEMENT AS TO BE
RESULT OF EXAMINATION.

9. Have the chronological details of representations made and the outcome of such representation been indicated in the application ?
10. Is the matter raised in the application pending before any court of law or any other Bench of the Tribunal ?
11. Are the application/duplicate copy/spare copies signed ?
12. Are extra copies of the application with annexures filed.
 - (a) Identical with the original.
 - (b) Defective.
 - (c) Wanting in Annexures
No. _____ Page Nos. . _____ ?
 - (d) Distinctly Typed ?
13. Have full size envelopes bearing full address of the Respondents been filed ?
14. Are the given addressed, the registered addressed ?
15. Do the names of the parties stated in the copies, tally with those indicated in the application ?
16. Are the transactions certified to be true or supported by an affidavit affirming that they are true ?
17. Are the facts for the cases mentioned under item No.6 of the application.
 - (a) Concise ?
 - (b) Under Distinct heads?
 - (c) Numbered consecutively?
 - (d) Typed in double space on one side of the paper ?
18. Have the particulars for interim order prayed for, stated with reasons ?

Y

Y

Y

Y

Y

Y

Y

Y

Y

Y
checked
M/T
5/2/94

SJ 554/89
29/11

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
ADDITIONAL BENCH AT AHMEDABAD.

O APPLICATION NO. 566 OF 1989.

....

Chaturiben, Widow of
Sursinh Bhava. & Anr.

... Applicants.

VS.

Union of India & Ors.

... Respondents.

I N D E X

Sr.No.	Annexs.	Particulars	Pages Nos.
1.	...	Memo of the Application	1 to 11
2.	A-1	Copy of the Application for compassionate appointment, dated 15.5.1989.	12
3.	A-2	Copy of the second application dated 13.1.1988.	13
4.	A-3	Copy of the third application dated 10.7.1988.	14

DD 194274
6
554

Copy sent
for B & H
Admission
29-11-89

dt
R R T)

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
ADDITIONAL BENCH AT AHMEDABAD.

APPLICATION NO. 566 OF 1989.

.....

Between

1. Chaturiben, widow of
Sursinh Bhava,
2. Jesinghbhai Sursinh Patel. ... Applicants.

And

1. Union of India,
2. Divisional Railway Manager,
Western Railway, Rajkot.
3. Divisional Signal and Tele-
communications Engineer,
(Construction), Rajkot. ... Respondents.

DETAILS OF APPLICATION

1. Particulars of the Applicant :

- | | |
|---|---|
| i) Names of the Applicants |) 1. Smt. Chaturiben,
wd. of Shri Sursinh. |
| ii) Name of father. |) 2. Jesinghbhai, Son of
Shri Sursinh. |
| iii) Designation and office
in which employed. |) The applicants are the
dependents of late
Shri Sursinh Bhava, who
at the time of death was |

working as a Casual Labourer
at Surendranagar under the
D.R.M., Western Railway,
Rajkot.

iv) Address for service of notices. Smt. Chaturiben Sursinh Bhava,
at and post Nathapur,
Taluka Godhra,
Dist. Panchmahals.

2. Particulars of the Respondents :

- | | |
|--|---|
| i) Name and/or designation of the Respondents, | 1. Union of India,
(Notice to be served through the General Manager, Western Railway, Churchgate, BOMBAY). |
| ii) Office address of the Respondents. | |
| iii) Address for service of all notices. | 2. Divisional Railway Manager, Western Railway, RAJKOT. |
| | 3. Divisional Signal & Telecommunications - Engineer, Western Railway, RAJKOT. |

3. Particulars of the order against which Application is made.

This application is made against the inaction of the Respondent-Railway authorities in not giving appointment to Petitioner No.2, who is one of the dependents of the deceased Sursinh, who died in a truck accident while on duty, on compassionate grounds as per the Railway Board's Circulars and instructions. Hence in this application, no order of any authority is challenged, but their inaction is called in question.

Subject in brief : Appointment on compassionate grounds.

4. Jurisdiction of the Tribunal :

The applicants declare that the subject matter of the order against which they want redressal is within the jurisdiction of the Tribunal.

5. Limitation :

The applicants further declare that the application is within the limitation prescribed in Sec.21 of the Administrative Tribunals Act, 1985. The applicants have made an application to the authorities immediately when Applicant No.2 attained the age of 18 years, on 15.5.1987. Thereafter repeated reminders were sent to the authorities, with the last one having been sent on 10.7.1989. But no reply is received.

6. Facts of the case :

The short facts of the case are as under :

6.1 The applicants are the dependents of late Shri Sursinh, who was working as a Casual Labourer at Surendranagar, under the DRM, Western Railway, Rajkot, at the time he died in a truck accident belonging to the Railway. At the time of accident the deceased was on duty and he had gone with the truck for bringing goods of the Railway.

6.2 Applicant no.1 is the widow and Applicant No.2 is the son of the said deceased. They belong to the downtrodden Scheduled Tribe Community. They are very poor.

6.3 The applicants submit that deceased Shrsinh Bhava was working as a Khalasi (Substitute) in the construction Unit of Western Railway at Surendra-nagar under the Rajkot Division. The deceased was on duty on the relevant date, i.e. on 16.2.1982, when he met with an accident and died, at the age of 35 years.

6.4 The applicants submit that the deceased had served the Railway-authorities for more than two years, and having completed six months' service, the deceased was given the status of "Temporary Railway Servant" and was thus getting all the service benefits admissible to the railway employees like that of free pass, medical benefits, bonus, leave, etc.

6.5 The applicants submit that on the day of the incident, the deceased was on duty and he had gone in a railway truck bearing registration No. GTE 8410 to bring some railway goods and at that time, the truck was being driven by one Haribhai Devjibhai, and there were six labourers in the truck. The deceased was one of those six labourers. The truck was returning from a place known as Kesaria to Surendranagar after being loaded with railway goods. The applicants submit that when the said truck

reached near Wadhwan Talav, the driver tried to take the truck to a road side as from the opposite direction, another truck was coming. At that time, the driver could not maintain the balance of the truck and it turned turtle, and deceased and one another Labourer who were in the truck, had fallen down and had sustained injuries on the head and the legs. The deceased was taken to the hospital where he succumbed to the injuries sustained by him in the accident.

6.6 The applicants submit that thus the deceased died while on duty, in an accident of the railway truck which he was accompanying as a Labourer. At the time of death, the deceased left behind him the family of four children and the widow, of whom Applicant No.1 is the widow and Applicant No.2 is the eldest ~~XXXXX~~ son.

It is submitted that Applicant No.2 completed 18 years of age on 31.5.1987, as his date of birth is 31.5.1969.

6.7 The applicants submit that Applicant No.2 having completed 18 years, Applicant No.1 made repeated applications to the Respondent No.2, and the Respondent No.1 authorities for giving appointment to Applicant No.2 on compassionate grounds, according to the policy of the Railway in that regard. But the said applications have remained unattended, and the Respondent-authorities

have not even cared to reply the said applications of the widow of the deceased.

6.8 The applicants submit that in the Recruitment & Training Chapter of Railway Establishment Manual, a Railway Board Circular is quoted bearing No.E(N.G.) 11/78/RCI/1, dated 7.4.1983, which provides for the appointment on compassionate grounds, which clearly provides that if a railway servant loses his life in the course of duty, his dependents will be entitled to get appointment on compassionate ground.

6.9 The applicants submit that it is also provided by one another letter of the Railway Board bearing No.E(N.G.)/11/82/RC I/22, dated 2.2.1983 that the provisions regarding compassionate appointments will be applicable to Casual Labourers also with a clarifying note to the effect that the offer of appointment to the wards of casual labourers will be generally only as Casual Labourer. The applicants request the Hon'ble Tribunal to direct the Respondents to produce the said two circulars/letters of the Railway Board, and the amendments, if any, made therein from time to time, at the time of hearing of this application so as to enable the applicants to refer to and rely upon the same.

6.10 The applicants submit that the Respondent-authorities have committed breach of the aforesaid policy by not replying to the application filed by

Applicant No.1. The applicants submit that petitioner no.1 made an application on 15.5.1987, when Applicant No.2 was about to attain the age of 18 years, for giving him appointment on compassionate grounds. A copy of the said application is annexed herewith, and marked as

Annex.A-1 ANNEXURE A-1.

6.11 The applicants submit that they did not hear anything from Respondent No.2 for a pretty long time and therefore, Applicant No.1 was required to make another application on 13.1.1988 addressing the same to Respondents Nos. 1 and 2 authorities, requesting them to give appointment on compassionate grounds to her son - applicant no.2 - who has studied upto tenth standard. A copy of the said application dated 13.1.1988 is annexed

Annex.A-2 herewith, and marked ANNEXURE A-2.

6.12 The applicants submit that it was their misfortune that they did not hear anything about the said application also, and therefore, Applicant No.1 was constrained to make a third application to Respondent No.1 authority on 10.7.1989, a copy of which is annexed herewith and marked ANNEXURE A-3.

Annex.A-3

6.13 The applicants submit that due to the tender ~~of~~ age of the children of Applicant no.1, Applicant no.1 was not in a position to take up a job on compassionate grounds at the time of death of her husband in the year 1982, and therefore, at

that time, she did not apply to the authorities for giving her appointment on compassionate grounds. But as her eldest son has attained the age of 18 years, she made the aforesaid applications to Respondents Nos.1 and 2 authorities, repeatedly. But those applications remained unattended, and the Respondents have not replied the same. Therefore, the Applicants have no other alternative remedy but to approach this Hon'ble Tribunal with a request to issue appropriate directions to the Railway-authorities to give appointment to Applicant No.2 on compassionate grounds of any job, so as to see that the family of the deceased Railway employee gets a bread-earner for his family.

6.14 The Applicants submit that at present the family of the deceased is in a very pathetic financial position and is in a hand to mouth condition as they do not have any permanent source of income and they have to earn their livelihood in the village where they are residing, by doing miscellaneous labour work. Moreover, the applicants belong to the downtrodden Scheduled Tribe community and therefore, also the case of Applicant no.2 for appointment on compassionate grounds requires special consideration.

7. Reliefs sought :

In view of the facts mentioned in para 6, above, the Applicants pray for the following reliefs :

- (1) The Respondent-Railway authorities be directed to give appointment to Applicant No.2 on compassionate grounds, in any suitable trade or post.
- (2) To treat the appointment of Applicant No.2 on compassionate grounds to be with effect from the date he attained the age of 18 years, for the purpose of seniority and other benefits of service (i.e. with effect from 31.5.1987) and to consider the appointments of all those who must have been appointed on compassionate grounds after the said date, to be junior to Applicant No.2, for the aforementioned benefits of service.
- (3) Any other appropriate relief/s deemed just and proper in the facts and circumstances of the case, including the costs of this petition.

8. Interim relief, if prayed for:

Pending final decision on this application, the applicants pray that the Hon'ble Tribunal be pleased to direct the Respondent-Railway to give appointment to Applicant No.2 on compassionate ground in any appropriate post, forthwith, from the current month.

9. Details of remedies exhausted :

The applicants declare that they have availed of all the remedies available to them under the relevant rules, as they had applied to all the authorities to give compassionate appointment.

10. Matter not pending with any other Court, etc.

The applicants declare that the matter regarding which this application has been made is not pending before any court of law or any other authority or any other Bench of the Tribunal.

11. Particulars of Postal Order in respect of Fee :

1. No. of I.P.Os. : $\frac{212}{6} - 191274$
2. Name of Issuing Post Office : Gaj. High. P.O.
3. Date of Issue of I.P.Os. : 29-11-89
4. Post office at which payable : Alwar.

12. Details of Index :

An Index in duplicate containing the details of the documents to be relied upon is enclosed.

13. List of enclosures :

1. Annexures A-1 to A-3.

2. Vakalatnama,

3. I.P.O. in respect of Application Fee.

In Verification :

I, Jesinghbhai Sursinh Patel, aged about 19 years, resident of Nathapur, Taluka Godhra, Dist. Panchmahals, Applicant No.2 herein, do hereby verify that the contents from paras 1 to 13 are true to the best of my personal knowledge and belief, and that I have not suppressed any material facts.

Place: Ahmedabad.

Dated: .11.1989. જેસિંગભાઈ સુરસિંહ પટેલ
Signature.

Testified and verified by me. Ravi R. Tripathi

(Ravi R. Tripathi)

Advocate for the Applicants.

To

The Registrar,
C. A. T. Addl. Bench
at Ahmedabad.

Filed by Mr... R. R. Tripathi
Learned Advocate for Petitioners
with second set & 2 copies
copies copy served/not served to
other side

C. S. B.
Dt. 29/11/89 Dy. Registrar C.A.T (J)
A'bad Bench

A-I

15.5.87.

सेवा में,

श्री मानू मण्डल रेल पुर्वीय महोदय जी,

परिचय रेलवे - राजकोट ।

Annet A

विवरण:— मेरे पुत्र श्री जेसिंग भाई सुरसिंग को रेलवे में दयापूर्वक नौकरी देने कायत्
प्रार्थना पत्र ।

12

उपरोक्त विवरण में मेरी प्रार्थना आपसे सविनय प्रार्थना करती हूँ कि मेरी स्वर्गवासी
पति सुरसिंग भावा जी कि मुख्य सक्ति निरी/सी/सुरेन्द्रनगर के अधिन एक सक्टीट्यूट
के पद पर कार्य करते थे । दिनांक 17.2.82 को वे रेलवे का सामान/रेलवे की रिलीज रेल
लेकर सुरेन्द्रनगर जा रहे थे । टूक नं. जी.टी.ई.-84।0. में भ्रम तो रास्ते में टूक के
पकट जाने से मेरी पति की घटना स्थल पर ही मृत्यु हो गई । वे दिनांक 17.2.82
को नौकरी पर थे ।

साइब मैं उस बारी में दिनांक 20.4.85 को भी एक पत्र आपकी ओर भेजा
है लेकिन आप दिनांक तक इसका कोई जवाब नहीं मिला । अतः आप साइब से मेरी
विनती है कि आप मेरे प्रार्थना पत्र को और ध्यान देकर मेरे बड़े पुत्र जेसिंग सुरसिंग
को रेलवे में नौकरी देने की कृपा करेंगे तो आपकी महान कृपा होगी । मेरे पुत्र की
जन्म तारीख - 31.5.1989. है । जो कि अब नौकरी लायक हो गया है । मेरे घर
पर चार बाल बच्चे होने के कारण घर का भार काफी कठिन हो गया है । अतः आप
साइब मेरे पुत्र को नौकरी देकर हम पर एक मेहरबानी करें, तो मैं आपकी कृपा कभी
भूलती नहीं रहूँगी । यदि आपके द्वारा मेरे पुत्र को नौकरी दी गई तो यह हमारा सही
तरीके से पालन पोषण करेगा । अतः मेरे पुत्र जेसिंग सुरसिंग को नौकरी देने की कृपा
करें ।

सधन्यवाद ।

आपकी प्रार्थनी

प्रतिनिधि:— महापुर्वीय महोदय जी

परिचय रेलवे - राजकोट बम्बई ।



चतुर्थी केन

विधवा-श्री सुरसिंग भावा

सक्टीट्यूट

मेरा पता:-

श्री सति चतुर्थी केन

विधवा-श्री सुरसिंग भावा स्वर्गवासी पति ।

पोस्ट व मुकाम - नाटापुरा ।

तालुका - गीधरा, जिला- पंचमहल/गुजरात/

True Copy
Ravi K. L. Pathi
Adhvan

13

Annexure 'A-2'

Smt. Chaturiben Sursingh Baria,
At & Po. Natapur,
Tal. Godhra, Panch Mahals.

13th January, 1988.

To,

1. The Divisional Rail Manager,
Western Railway, Rajkot Div.
Rajkot.
2. The Genral Manager,
Western Railway, MAHQ Offices, CCG,
Bombay-20.

Sub: Request for absorbing a ~~Depend~~
Dependent of a deceased Railway
servant on compassionate ground.

Respected Sir,

My deceased husband Shri Sursing Bhava was under employment of the Railway Administration in construction unit at Surendranagar from 8.11.79 and when he was on duty on 17.2.82, he met with an accident on duty consequent upon which whatever relief monies then found payable were paid to me. But as he was only a substitute, no pension is paid and payable to me and as such, since his death myself and my family of six members face very very hard and acute days and have come to a hand to mouth condition.

Then none of the dependents of the deceased were major except myself and I being illiterate could not seek for employment. But now my elder son Patel Jesingbhai Sursinh who is born on 31.5.69, and who has studied upto Xth Standard, which can be verified from the certificate of bonafideness issued by the school, having attained majority and fit to serve in any department on any job, I pray to absorb him in any department on any suitable job on compassionate ground, and thereby make him helpful in running livelihood of the family and oblige.

Thanking you,

Yours faithfully,

TRUE COPY
K. R. K. Pathi
Advocate

सेवा में

श्री माता महापुरुष महादेव जी,

Ann A3

परिचयन रेलवे - बर्गिट, ब-वर्ग-400 020.

विषय: - श्री पूरु वरिष्ठा सुविधि की रेलवे में व्यापक नौकरी देने का प्रार्थना पत्र ।

समय: - मेरा प्रार्थना पत्र दिनांक 20.4.85, 15.5.87 एवं 3.1.1988.

12

मैं प्रार्थना करता हूँ कि आपकी सुविधि भावा की पत्नी आपसे अधिक प्रार्थना करती हूँ कि मैं प्रति मुक्त तबिल निरीक्षण/ली/ सुविधनर के अधिन यह सप्टीमेट के पत्र पर कार्य करते हैं। वे दिनांक 17.2.82 की कमी नौकरी पर है। दिनांक 17.2.82 की वे सू नं. जी.टी.ई- 8410 में रेलवे का सामान/ रेलवे की विजीव रेल/ भावा सुविधनर आ रहे हैं। रास्ते में सू के पत्र जाने के कारण मैं प्रति की कमी रक्त पर की मुक्त हूँ गई।

महादेव जी मैं चाह छोटे-छोटे सवे हैं जिसका पालन -गिरा करना इसी समय में काफी कठिन ही महे' बलिष्ठ मुद्रित भी है। मैं पाता आप की कोई अन्य साधन नहीं होने से मुझे परिवार का पालन -गिरा करने में काफी कठिनाई उठानी पड़ रही है। मैं पाल कोई आय नहीं होनेसे मैं मेजल मजदूरी करके उसे भी अपना और अपने परिवार का पालन पोषण कर रही हूँ। मैं इस बात में सफल रेल पुरुष महादेव राजकोट की दिनांक 20.4.85, 15.5.85 एवं दिनांक 13.1.88 की प्रार्थना पत्र पिये हैं जिसकी एक प्रति आपकी और भी मेरी की लेखन आप दिनांक 20.4.85 पर कोई कार्यवाही नहीं की गई है। और मेरा पूरा ध्यान भी दर-दर की जाये जाता फिर रहा है।

आप साधन से विनती है कि आप मुझे करीब विधवा की प्रार्थना पर आपसे मेरे पूरु की रेलवे में नौकरी देने की कृपा करने की तो आपकी कृपा से मैं बचूँगी। मैं पूरु की आय सारीका -31.5.88 है। और यह सब समय 20 साल का है। आप नौकरी देने की कृपा करें।

सम्बन्धित ।

आपकी प्रार्थना

प्रतिनिधि: - सफल रेल पुरुष राजकोट की सुमार्थ ।

चतुर्थी के

श्री सुविधि भावा सनीवासी की विधवा पत्नी ।

मेरा पता: -

श्री प्रति चतुर्थी के सनीवासी श्री सुविधि भावा की पत्नी

पोस्ट व मुकाम - नाटापुर,

तालुका- गोड्डा, जिला- पश्चिमबल/गुजरात/

दि: - आपकी इच्छा की पत्र नं. 3711, 3456, दि. 25.09, 11.3.89.

Three Copy
Harikrishna
Advocate

VAKALATNAMA

IN THE HIGH COURT OF GUJARAT

~~First/Second Appeal~~ 08
Spl. Civil Criminal Revision Application

No.

of 1989

Dist :

Chaturiben widow of APPELLANTS
Suresh Bhava and Ann PETITIONERS

VERSUS

Union of India & ors. RESPONDENTS
OPPONENTS

I/We, undersigned do hereby appoint and retain Shri RAVI R TRIPATHI ADVOCATE, to act, appear and plead for me/us in the above matter and in all proceeding that may be taken in respect of any application connected with the same or any application for Review, to file and obtain return of documents, and to deposit and receive money on my/our behalf in the said matter and in applications for Review and to compromise, settle and/or with draw or to the withdrawal of the said matter or any proceeding arising therein to represent me/us and to take all necessary steps on my/our behalf in the above matter. I/We agree to ratify all acts done by the aforementioned ADVOCATE in pursuance of this authority.

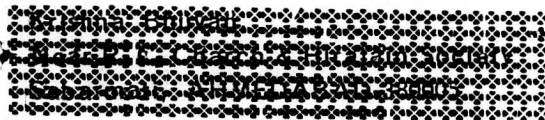
Dated this the

day of

198

ACCEPTED
Ravi R. Tripathi
RAVI R. TRIPATHI

M. Com. L. M. Advocate



LTI of Chaturiben
wd/o. Suresh Bhava

APPELLANT (S) PETITIONER (S)
RESPONDENT (S) OPPONENT (S)

X જેસીબી સુરેશભાવ

Phone : 866711

'SUR'

A/6, Parshwanath Nagar,

P. O. Chandkheda Society Area,

Pincode-382424.

Dist. Gandhinagar,