

CENTRAL ADMINISTRATIVE TRIBUNAL, JABALPUR BENCH,
CIRCUIT COURT SITTING AT GWALIOR

Original Application No. 1083 of 2005

Gwalior this the 23rd day of November, 2005.

Hon'ble Mr. M.P. Singh, Vice Chairman
Hon'ble Mr. Madan Mohan, Judicial Member

Navneet Singh Gaur,
S/o Late Shri Dharamraj Singh Gaur,
Aged 28 years, Unemployed R/o
Sambhav Bhawan Near Central Bank of
India, Kampoo, Lashar,
Gwalior (M.P.)

Applicant

(By Advocate – Shri Anil Gupta)

VERSUS

1. The Accountant General (Audit)
Madhya Pradesh [Through :
Accountant General (Audit)]
M.P. Jhansi Road, Gwalior

2. The Audit Officer
Administration-12
Jhansi Road, Gwalior.

Respondents

ORDER(Oral)

By M.P. Singh, Vice Chairman –

By filing this Original Application, the applicant has sought
the following main reliefs :-

“i) That, the orders rejecting the claim of compassionate
appointment of the applicant dated 11.1.2004 Annexure A-1,
24.12.2004 Annexure-A-2 & 23.6.2003 Annexure A-3 be
ordered to be quashed.

ii) That the respondents be directed to reconsider the
case of the applicant and grant the compassionate
appointment to the applicant in place of the deceased
Late Shri Dharamraj Singh Gaur considering his
liability.”

2. The brief facts of the case are that the applicant's father Shri Dharamraj Singh Gaur was working under the respondent-department and he died in harness on 5.1.2001. The applicant has submitted an application to respondent no.1 for appointment on compassionate grounds. The respondents have rejected the request of the applicant vide their order dated 11.1.2004 (Annexure-A-1). The applicant had earlier filed OA No.334/2005 which was subsequently withdrawn by the applicant on 27.10.2005. He has now filed the present OA by making a prayer to the respondents to reconsider his case on the ground that other similarly placed persons have already been granted appointment on compassionate grounds, whereas the applicant's case has been rejected, although the applicant does not have any source of income to maintain the family of the deceased Government servant. The learned counsel for the applicant has submitted that he will feel satisfied, if directions are given to the respondents to reconsider the case of the applicant.

3. Accordingly, this Original Application is disposed of, at the admission stage itself, with a direction to respondent no.1 to treat this OA as representation of the applicant, and thereafter consider and decide the case of the applicant for grant of compassionate appointment by passing a detailed, reasoned and speaking order within a period of three months from the date of communication of this order. The applicant is also directed to send a copy of this OA, along with this order to the respondent no.1 immediately.

(Madan Mohan)
Judicial Member

(M.P.Singh)
Vice Chairman

Rkv.

पृष्ठांकन सं ओ/ज्या.....जबलपुर, दि.....
पत्तिलिपि का प्रेषण:-

- (1) सचिव, उच्च न्यायालय, जबलपुर
- (2) जज (सिविल), जबलपुर
- (3) जज (कैबिनेट), जबलपुर
- (4) जज (कैबिनेट), जबलपुर

सूचना एवं आवश्यक कार्यवाही हेतु
उप निरीक्षक

D.P. Singh District
Resdno/ (with
Copy of OA)

Issued
29/11/05