

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)WRIT PETITION NO. 1229/2005PETITIONER

✓ Margub Sultan Siddiqui,
S/o. Late Shri T.A.
Siddiqui, Aged about 27
years, R/o. Qr.No. A/28,
Adarsh Nagar, Durg (C.G.)

VERSUSRESPONDENTS

1. Union of India,
Through Secretary,
Ministry of Personnel,
Public Grievances &
Pension, (State
Reorganization),
3rd Floor, Lok Nayak
Bhawan, Khan Market,
New Delhi.
2. State of Chhattisgarh,
Through the Secretary,
General Administration
Department, Mantralaya,
D.K.S. Bhawan,
Raipur (C.G.)
3. State of Chhattisgarh,
Through the Secretary,
Water Resources
Department, Mantralaya,
D.K.S. Bhawan,
Raipur (C.G.)
4. Chief Engineer,
Mahanadi Godawari
Kachhar, Water Resources
Department, Raipur (C.G.)
5. Executive Director,
Tandula Water Resources
Department, Durg (C.G.)



WRIT PETITION UNDER ARTICLE 226/227 OF THE
CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN THE
NATURE OF CERTIORARI, MANDAMUS, PROHIBITION AND FOR
OTHER SUITABLE WRIT OR WRITS, ORDER OR ORDERS,
DIRECTION OR DIRECTIONS.

Handwritten signature and date:
A. P. Radhan
23/05/2005

(39)

HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition No. 1229 of 2005

Petitioner: Margub Sultan Siddiqui
Versus
Respondents: Union of India and others

Single Bench: Hon'ble Mr. Justice **Satish K. Agnihotri.**

Smt. Fouzia Mirza, Advocate for the petitioner.

None for the respondent No.1.

Shri V. V. S. Murthy, Deputy Advocate General with Shri Arun Sao, Govt. Advocate for the Respondents No. 2 to 5.

ORDER

(Passed on this 22nd Day of December, 2006)

The following order of the Court is passed by **Satish K. Agnihotri, J.**

1. The father of the petitioner namely Shri T. A. Siddiqui, while working as Sub- Engineer in the Water Resources Department in the erstwhile State of Madhya Pradesh, died in harness on 19.9.1998. The petitioner, being son i.e. dependent and legal heir, made an application for compassionate appointment on 2.1.1999 (Annexure P/4). According to the petitioner, his case for compassionate appointment was not considered in the light of the impugned circular dated 10.6.2003 (Annexure P/7) because death of his father occurred before creation of the new State of Chhattisgarh.
2. Recently the State Government has issued circular dated 2.2.2006 to consider the cases of dependent legal heirs of deceased employees on compassionate basis where the deceased employee died during the period from 1.11.1997 to 31.10.2000.

This Court has also passed order dated 20.12.2005 in W. P. No. 1322/2002 and other connected matters, in regard to the matters relating to compassionate appointments.

3. In view of the above, the State Government is directed to consider the case of the petitioner as per its own circular dated 2.2.2006 and also in view of the order dated 20.12.2005, passed by this Court in W. P. No. 1322/2002 and other connected matters on its own merit, in accordance with law.
4. For the reasons stated-above, the writ petition stands disposed of.
No order as to costs.

Thakur

Sd/-
Satish K. Agnihotri
Judge