

IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL

Writ Petition No.1649 (SS) of 2012

Suresh Chandra PantPetitioner
Versus	
Uttarakhand Power Corporation Ltd. and anotherRespondents

Hon'ble Sudhanshu Dhulia, J. (Oral)

Mr. Sachin Mohan Singh Mehta, Advocate, present for the petitioner.

2. Ms Jyoce Irvin, Advocate, holding brief of Mr. D.S. Patni, Advocate, for the respondents.

3. Petitioner's father was working as Office Assistant-III in the Uttarakhand Power Corporation who died in harness on 02.08.1999. The petitioner was given compassionate appointment by the Corporation on 17.12.2009 on the post of "labour", in Uttarakhand Power Corporation Ltd. at Electricity Test Division, Almora. The petitioner joined the duties on the said post and now after a gap of more than 04 years has filed the present writ petition wherein he claims the appointment to the post of Office Assistant III which is a Class III post.

4. The writ petition is without any substance or merit, for the reasons that the compassionate appointments are given so that the family which has lost its only breadwinner is able to tide the unforeseen difficulties which has befallen on the family. Such appointments are generally given on Class III or Class IV posts. But when the petitioner himself had applied for the Class IV post and accepted the appointment on the available Class IV post and started working on the said post, now after

three years he has realized that as per his qualification he was liable to be given appointment on Class III post, is a situation not acceptable to this Court.

5. The writ petition fails and is hereby dismissed. No order as to costs.

(Sudhanshu Dhulia, J.)

31.03.2014

ML