



All India RRB Officers' Federation (AFFILIATED TO AIBOC)

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All Affiliates/ Members
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**JUDGEMENT OF HON'BLE HIGH COURT AT
ALLAHABAD ON EXTENSION OF COMPASSIONATE APPOINTMENT
TO THE DEPENDANTS OF DECEASED OFFICER/EMPLOYEE IN RRBS**

We reproduce our letter addressed to the Joint Secretary(SM), Govt. of India, Dept. of Financial Services on the captioned subject for your information & record.

QUOTE

We would like to draw your kind attention to the attached order of the Hon'ble High Court at Allahabad in Service Single No. 16890 of 2018 and in the matter of Jitendra Vs. Union of India & ors.

In the light of the such order where the Hon'ble High Court upheld the right to compassionate appointment to the dependent of the deceased employee/officer who died in harness, we shall request to issue order to all RRBs to introduce the compassionate appointment scheme as existing in Public Sector Banks with immediate effect.

UNQUOTE

With greetings,


(S.K. Bhattacharjee)
GENERAL SECRETARY

Court No. - 23

Case :- SERVICE SINGLE No. - 16890 of 2018

Petitioner :- Jitendra

Respondent :- Union Of India Thru. Secy. Min. Of Finance Banking Div.& Ors

Counsel for Petitioner :- Om Prakash Pandey

Counsel for Respondent :- A.S.G.,Neerav Chitravanshi,Vinay Shankar

Hon'ble Rajesh Singh Chauhan,J.

Heard Sri Om Prakash Pandey, learned Counsel for the petitioner.

Notice for opposite party No.-1 has been accepted by the office of learned Assistant Solicitor General of India and Sri Neerav Chitravanshi learned Advocate has accepted notice on behalf of opposite party no.-2 whereas Sri Vinay Shankar learned Advocate has accepted notices on behalf of opposite party nos.-3 to 6.

By means of this petition, the petitioner has submitted that the competent authority of Government of India, be directed to implement the scheme of compassionate appointment in the Regional Rural Banks as it has been introduced in the Public Sector Banks.

The aforesaid averments of the petitioner reveals that it is in the knowledge of the petitioner that scheme of compassionate appointment is not available in the respondent bank, therefore, no direction at this stage can be issued to the bank to provide any suitable appointment to the petitioner under dying in harness rules.

However, since the scheme of compassionate appointment has already been introduced in the Public Sector Banks, therefore, the competent authority of Government of India shall introduce and implement the scheme of compassionate appointment in the Regional Rural Banks also. Therefore, liberty is given to the petitioner to prefer a representation to the Secretary, Government of India, Ministry of Finance, Banking Division, New Delhi, pleading his grievance that on account of non implementation of scheme of compassionate appointment in the Regional Rural

Banks, the incumbents who are in dire need of any suitable appointment under dying in harness rules are being deprived from said benefit.

The petitioner is also aggrieved on account of aforesaid reason as his father died on 12.8.2014 and so as to look after the entire family, any suitable appointment is required for the petitioner.

In view of the above, this writ petition is disposed of finally directing the competent authority of the Government of India to implement the scheme of compassionate appointment in the Regional Rural Banks in a same manner, which has been implemented in the Public Sector Banks at the earliest, so that the real needy persons could get an appropriate appointment as per scheme.

If the scheme is implemented in the respondent bank, petitioner would be at liberty to apply for any suitable appointment under compassionate appointment. But at this stage, looking into the facts and circumstances of the case, no relief can be granted.

With the aforesaid observation, writ petition is disposed of finally.

(Rajesh Singh Chauhan,J.)

Order Date :- 31.5.2018

Jyoti/-