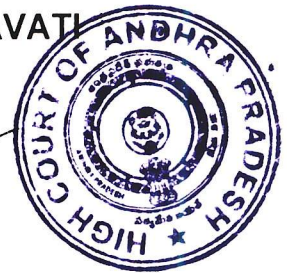


IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI
(Special Original Jurisdiction)

THURSDAY, THE TWENTIETH DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE



PRESENT

HONOURABLE SRI JUSTICE CHALLA GUNARANJAN

WRIT PETITION NO: 6159 OF 2025

Between:

1. GARIKA ADI LAKSHMI, W/o Late Garika Venu, Aged 50yrs, Occ-Nil, R/o Flat No 503, Sainath Castle, Matrusreenagar, Kurmannapalem, Visakhapatnam-530046.
2. Sri Garika Prasanth, S/o Late Garika Venu, Aged 29yrs, Occ-NIL, R/o Flat No 503, Sainath Castle, Matrusreenagar, Kurmannapalem, Visakhapatnam-530046.
3. Kum Garika Supriya, D/o Late Garika Venu, Aged 27yrs, Occ-NIL, R/o Flat No 503, Sainath Castle, Matrusreenagar, Kurmannapalem, Visakhapatnam-530046.

...Petitioners

AND

1. RASTRIYA ISPATH NIGAM LIMITED, Visakhapatnam Steel Plant, Rep by its Chairman and Managing Director, Visakhapatnam 530 031.

...Respondent

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a Writ, Order or direction more particularly one in the nature of Writ of Mandamus declaring the inaction on the part of the respondent in extending the benefit of regular employment on Compassionate Grounds under Employee's Family Benefit Scheme of Respondent to the 2nd Petitioner, the son/dependent of the deceased Employee of the Respondent organisation namely Shri Garika Venu, as arbitrary, illegal, contrary to the clause 5.1 of the Employee's Family Benefit Scheme of Respondent and violation of Article 14 and 21 of the Constitution of India and further declare that the 2nd petitioner is entitled



for suitable regular appointment under compassionate grounds in terms of its Employees Family Benefit Scheme introduced vide Personnel Policy Circular No 15/96 dated 27.9.1996 and under PERSONNEL POLICY CIRCULAR No.25/90 dated 11.10.1990 of the Respondent.

IA NO: 1 OF 2025

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the respondent to take action on the petitioner's representation dated 2.5.2018, 1.3.2019, 12.11.2019, 4.5.2024 pending disposal of the writ petition in the interests of justice.

Counsel for the Petitioners : SRI. B. MOHAN RAO

Counsel for the Respondents: V SUBRAHMANYAM

The Court made the following: ORDER



IN THE HIGH COURT OF ANDHRA
PRADESH
AT AMARAVATI
(Special Original Jurisdiction)

[3506]

THURSDAY ,THE TWENTIETH DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE CHALLA GUNARANJAN

WRIT PETITION NO: 6159/2025

Between:

Garika Adi Lakshmi and Others

...PETITIONER(S)

AND

Rastriya Ispath Nigam Limited

...RESPONDENT

Counsel for the Petitioner(S):

1.B. MOHAN RAO

Counsel for the Respondent:

1.V SUBRAHMANYAM

The Court made the following ORDER:

The present Writ petition is filed for following relief:

"....to issue a Writ, Order or direction more particularly one in the nature of Writ of Mandamus declaring the inaction on the part of the respondent in extending the benefit of regular employment on Compassionate Grounds under Employees Family Benefit Scheme of Respondent to the 2nd Petitioner the

son/dependent of the deceased Employee of the Respondent organization namely Shri Garika Venu, as arbitrary, illegal, contrary to the clause 5.1 of the Employees Family Benefit Scheme of Respondent and violation of Article 14 and 21 of the Constitution of India and further declare that the 2nd petitioner is entitled for suitable regular appointment under compassionate grounds in terms of its Employees Family Benefit Scheme introduced vide Personnel Policy Circular No. 15/96 dated 27.9.1996 and under PERSONNEL POLICY CIRCULAR No.25/90 dated 11.10.1990 of the Respondent and pass..."

2. The petitioners are the family members of the deceased employee of Sri.Garika Venu, who was working with respondents Organization in SHIFT Section (Mech) of Blast Furance Department. He succumbed due to slip and fell down, during employment on 14.05.2017.

3. The 1st petitioner was made an application dated 02.05.2018, requesting the respondents to provide Employees Family Benefit Scheme and also Compassionate Appointment to the 2nd petitioner. Similar request was made by subsequent representations dated 12.11.2019, 04.05.2024 which are unattended to so far.

4. Learned counsel for the petitioners submits that endorsement of Employees Family Benefit Scheme, the petitioners are entitled for consideration to compassionate appointment, which the respondents have been requested by making aforesaid representation. However, so far, the same have

not considered and therefore, it would suffice to direct the respondents to consider the same, for the time being.

5. Heard Sri P.Subrahmanyam, learned standing counsel for the respondents on written instructions submits that under the scheme, the petitioners are entitled either for monitory benefits or compassionate appointment, but not for both.

6. In view of the aforesaid submissions, without expressing any opinion on merits, the Writ Petition is disposed of, directing the respondents to consider the petitioner's representations dated 02.05.2018, 12.11.2019 and 04.05.2024 for compassionate appointment strictly in accordance with law/Employees Family Benefit Scheme and pass speaking order within a period of two (02) months from the date of receipt of a copy of this Order. There shall be no order as to costs.

As a sequel thereto, miscellaneous petitions pending, if any, shall stand closed.

//TRUE COPY//

Sd/- K.KASI RAO ACHARI
ASSISTANT REGISTRAR

per sf

SECTION OFFICER

To,

1. Rastriya Ispath Nigam Limited, Visakhapatnam Steel Plant, Rep by its Chairman and Managing Director, Visakhapatnam 530 031.
2. One CC to SRI. B. MOHAN RAO Advocate [OPUC]
3. One CC to SRI. V SUBRAHMANYAM Advocate [OPUC]
4. Two CD Copies

VAK

HIGH COURT

DATED:20/03/2025

ORDER

WP No.6159 of 2025



**DISPOSING THE WP
WITHOUT COSTS**