

IN THE HIGH COURT OF JHARKHAND AT RANCHI
WP(S) No.500 of 2023

Anand Kumar Singh, Aged about 23 years, Son of Late Subhash Singh, Resident of Village Harail, P.O.-Harail, P.S.- Mohiuddinagar, District -Samastipur, Bihar, At Present Resident of Vidyapati Nagar, Baghmara, P.O.- Bela Rikabganj, P.S.- K. Nagar, District- Purnea, Bihar. **... Petitioner(s).**

Versus

1. The State of Jharkhand.
2. The Director General of Police, Jharkhand, Ranchi, At Police Head Quarter, Dhurwa, Ranchi, P.O. & P.S. Dhurwa, District- Ranchi, Jharkhand.
3. The Deputy Inspector General of Police (Bajat), Jharkhand, Ranchi, At Police Head Quarter, Dhurwa, Ranchi, P.O. & P.S. Dhurwa, District- Ranchi, Jharkhand.
4. The Deputy Inspector General of Police Singhbhum (Kolhan) Division, Chaibasa, P.O. & P.S.- Chaibasa, District West Singhbhum.
5. The Senior Superintendent of Police, East Singhbhum at Jamshedpur, P.O.Sakchi, P.S.- Bistupur, District- East Singhbhum. **... Respondent(s).**

CORAM : SRI ANANDA SEN, J.

For the Petitioner(s) : Mr. Mahesh Kr. Sinha, Advocate
For the State : Mrs. Pinky Tiwary, AC to AG

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10 /11.02.2026: Heard the learned counsel representing the petitioner and the learned counsel representing the respondents.

2. The petitioner claims compassionate appointment and prays to set aside the order by which his application for appointment on compassionate ground has been rejected as the same was time barred.

3. The father of the petitioner was an employee under the respondents and working as Constable-Driver. He died on 20.05.2004. The grandmother of this petitioner applied for grant of compassionate appointment on behalf of this petitioner. Admittedly on the date of death of the father of the petitioner, the petitioner

was aged about 6 years. There is an order at Annexure-6 issued by the Inspector General of Police (Personnel), Jharkhand, Ranchi wherein it was ordered that once the petitioner attains 12 years as his date of birth is 25.09.1999 he can be appointed as "Child Police". This letter is dated 29.06.2006. The date of birth of the petitioner mentioned there is not disputed. This means that the petitioner on the date of the aforesaid letter was few months short of 7 years. Thus the appointment was deferred till the petitioner attains the age of 12 years. Thereafter the petitioner in 2021 filed a representation to appoint him as regular Constable. This application was dismissed on the ground that the same is time barred. Admittedly the application of 2021 was time barred as the period within which the application needs to be filed for grant of compassionate appointment is 5 years. In this case the father of the petitioner died on 20.05.2004.

4. So far as Annexure-6 is concerned, the same is a recommendation to appoint the petitioner as "Child Police" after the petitioner attains the age of 12 years. At that point of time as noted earlier, the petitioner was 3 months short of 7 years. Thus, the appointment of the petitioner was deferred.

5. The Hon'ble Supreme Court in the case of "**Sanjay Kumar vs. State of Bihar and Others**" reported in **(2000) 7 SCC 192** has held that there cannot be reservation of vacancy till such time the petitioner become major even after number of years unless there are specific provision. No such provision has been shown by the parties in this case.

6. Thus, the aforesaid letter on which the petitioner is relying upon is not in accordance with law.

7. Admittedly at the time of death of the father of the petitioner, the petitioner was about 6 years. He was not even eligible to be appointed as "Child Police" or on any post. Further his application after attaining majority, was admittedly beyond 5 years, which is barred by limitation.

8. Thus, no relief can be granted to the petitioner. Accordingly, this writ petition is **dismissed**.

(ANANDA SEN, J.)

11.02.2026
Tanuj/CP-2

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