

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 33445 of 2021

Akash Shrivastava

....

Petitioner

Mr. A.K. Das-1, Adv.

-Versus -

MCL, Sambalpur and others

....

Opposite Parties

CORAM:

DR. JUSTICE B.R. SARANGI

ORDER

02.11.2021

Order No.
01

This matter is taken up through hybrid mode.

2. The petitioner has filed this writ petition claiming for compassionate appointment in view of Rule-12.6 of Chapter-XII of the Common Coal Cadre.

3. Mr. A.K. Das-1, learned counsel for the petitioner contended that the father of the petitioner who was working in an executive post died on 24.02.2015 and by that time the petitioner was only 12 years old. Therefore, as per the provisions prescribed under clause-9.5.0 of NCWA, the post should be kept vacant till the petitioner attain the age of majority for giving compassionate appointment. It is further contended that as per the provisions contained under Rule-12.6 of Chapter-XII of the Common Coal Cadre, the petitioner is entitled to get compassionate appointment being the dependant. It is further contended that though the monetary compensation has been provided to the mother of the petitioner, but till date compassionate appointment has not

been given to the petitioner as per Rule-12.6 of Chapter-XII of the Common Coal Cadre.

4. Issue notice to the opposite parties.

5. Steps for service of notice on the opposite parties by speed post with A.D. be taken within three days. Office shall send notice to the said opposite parties fixing an early returnable date.

Ashok

(Dr. B.R. Sarangi)
Judge

