MINUTES OF THE MEETING OF THE SELECTION COMMITTEE FOR COMPASSIONATE APPOINTMENT FOR RECRUITMENT YEARS 2022 & 2023

1. The fourth meeting of the Committee was held in the Conference Hall, Aayakar Bhawan, Kolkata-700069 on 20.03.2024 at 03.30 P.M. under the chairmanship of The following members were present in the said meeting:

SI. No.	Name and designation	Designation in committee
1		Member
2		Member
3		Member
4		Member
5		Member
6		Presenting Member

2. The various issues relating to compassionate appointments were discussed as per the 'Master Circular on Scheme of Compassionate Appointment' vide CBDT letter F No A-12012/40/2022-Ad.VII dated 23.09.2022 and 'Scheme for compassionate appointment-100 Point Formula for assessment of applications for appointment on compassionate grounds' vide CBDT letter F No A-12012/03/ 2021-Ad.VII dated 15.04.2021 circulated by the CBDT and the relevant guidelines issued by DoPT from time to time on the subject, wherein criteria and methodology have been duly laid out.

The following issues arise during scrutiny of applications:

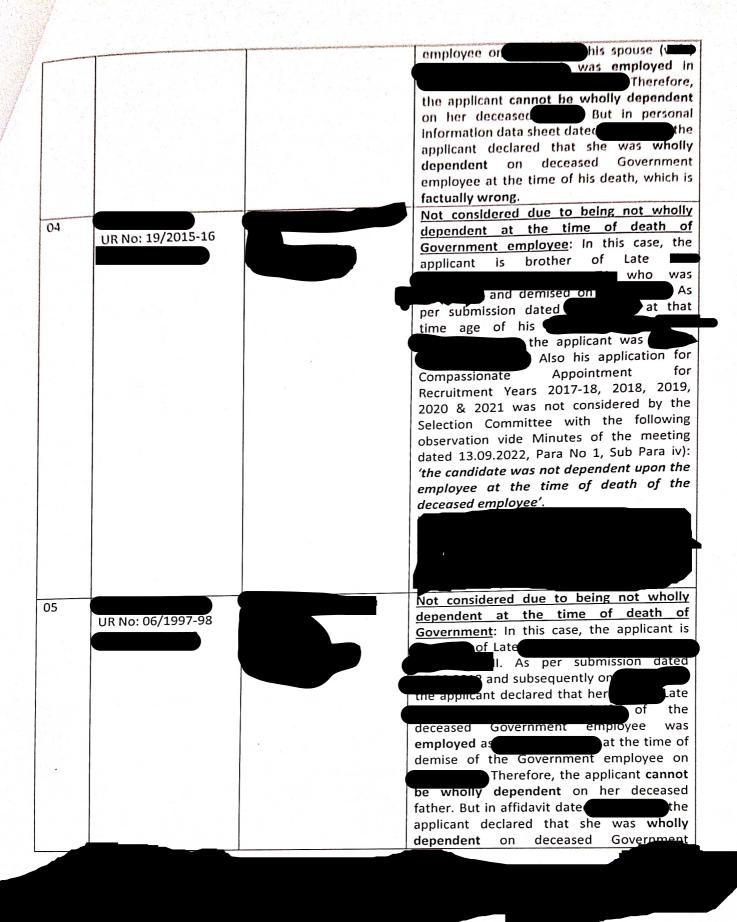
Resolution No 1: Applicants found not dependant at the time of demise of the Government servant

As per point no 2(B) of the 'Master Circular on Scheme of Compassionate Appointment', dependent family members mean who are wholly dependent on the Government employee at the time of his death in harness.

The committee has noted, in the following cases, the applicants were not wholly dependent on the deceased Government employee at the time of demise for reasons mentioned in column No 4 of the table below:

SI No	Name of Candidate	Relation with, Name of deceased Govt Official, Last Designation	Reason for Rejection
1	2	3	4
01	UR No 17/2012-13		Not considered due to being not wholly dependent at the time of death of Government employee & Earning members in family: In this case, applicant is of the deceased submission dated 11.01.2024, there are earning members in the family of with

411		
		annual income of
		also to be noted that at the time of demise
		of the Government employee on
		pensioner &
		was employed. Therefore, the applicant
		cannot be wholly dependent on his
		deceased Also in affidavit dated
- 11		the applicant declared that he
		was wholly dependent on deceased
		Government employee at the time of his
		death, which is factually wrong.
		Moreover, there is no family pension
		hecause father was not dependent on the
		Government employee at the time of death
		and siblings were not eligible.
02		Not considered due to being not wholly
02	UR No 04/2014-15	dependent at the time of death of
	OK NO 04/2014-13	Government employee & Earning members
		in family: In this case the applicant is
		of Late As per
		submission dated, there are
	2 27-27	earning members in the family of
		including applicant with annual
		income of Rs It is also to be
	2 -	noted that at the time of demise of the
		Government employee or
		both parents were employed. Therefore, the
		applicant cannot be wholly dependent on
		his deceased But in affidavit dated
		the applicant declared that he
		was wholly dependent on deceased
		Government employee at the time of his
		death, which is factually wrong.
		Moreover, there is no family pension
		because parents were not dependent on the
		Government employee at the time of death
		and sibling was not eligible.
03		Not considered due to being not wholly
55	UR No 07/2003-04	dependent at the time of death of
		Government employee & Earning members
		in family: In this case the applicant is
		of Late S
		l. As per submission dated
		declared that her
		spouse of the
		deceased Government employee, is
		pensioner and having annual family income
		of / It is also to be noted that at
		the time of demise of the Government



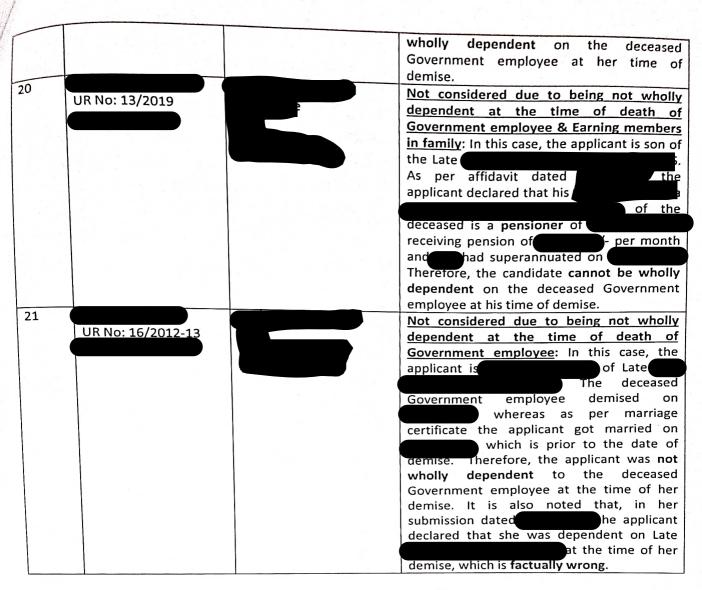
Not considered due to being not wholly dependent at the time of death of Government employee & Farning member in family: In this case, applicant is of the graning member in the family of annual income of the special property of			employee at the time of his demise, which is factoally wrong.
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Government employee on he			annual income of
was pensioner Therefore the applican			Government employee on he
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		cannot be wholly dependent on his deceased Also, in the proforma
		dated the applicant has crossed
		the column pertaining to dependent family
		members of the deceased, and the affidavit
		is also silent on this.
09		Not considered due to being not wholly
	UR No: 01/2023	dependent at the time of death of
		Government employee & Earning members
		In family: In this case, the applicant is As per
		submission dated there is
		earning member in the family of with
		annual income of Figure 200. It is also to
		be noted that at the time of demise of the
		Government employee on his
7,		was
		employed. Therefore, the applicant cannot
		be wholly dependent on his deceased
		But in affidavit dated the
		applicant declared that he was wholly
		dependent on deceased Government
		employee at the time of his demise, which is
		factually wrong.
10		Not considered due to being not wholly
	UR No: 24/2005-06	dependent at the time of death of
		Government employee & Earning members
		in family: In this case, the applicant is As per
		submission dated by there is an
		earning member in the family of with
		annual income of R
		be noted that at the time of demise of the
		Government employee on her
		was employed
		Therefore, the applicant
		cannot be wholly dependent on her
		deceased But in affidavit dated
		the applicant declared that she
		was wholly dependent on deceased
		Government employee at the time of her demise, which is factually wrong.
		Not considered due to being not wholly
11		dependent at the time of death of
	UR No: 12/2022	Government employee & Earning members
		in family: In this case, the applicant is
		e applicant in
		his Affidavit dated 0 declared that
		he is employed in

12		having annual income of Also in Table-II of Personal Information Data Sheet-I dated the applicant declared in the column pertaining to dependent family members of the deceased only the name of spouse of the deceased, and in the affidavit he has declared that he was employed at the time of death of his Thus, he was not wholly dependent at the time of demise of the deceased Government employee. Not considered due to being not wholly
	UR No: 07/2014-15	dependent at the time of death of Government employee: In this case, the applicant is The Government employee demised on whereas as per marriage certificate the applicant got married on which is prior to the date of demise. It is also noted that, in her submission dated the applicant declared that only of the deceased, was dependent on tate at the time of his demise. Inererore, the applicant was not wholly dependent on the deceased Government employee at the time of his demise.
13	UR No: 05/2017-18	Not considered due to being not wholly dependent at the time of death of Government employee: In this case, the applicant is The Government employee demised on whereas as per marriage certificate the applicant got married on which is prior to the date of demise. Therefore, the applicant was not wholly dependent on the deceased Government employee at the time of his demise. It is also noted that, in her submission date the applicant declared that she was wholly dependent on the the time of his demise, which is factually wrong.
14	UR No: 01/2015-16	Not considered due to being not wholly dependent at the time of death of Government employee: In this case, the applicant is Ine Government employee demised on whereas

V.	and the control of the state of	
		as per marriage certificate the applicant got married or which is prior to the date of death. It is also noted that, in her submission dated that only 5 of the deceased, was dependent on at the time of his demise. Therefore, the applicant was not wholly dependent on the deceased Government employee at the time of his demise.
15 UF	R No: 05/2018	Not considered due to being not wholly dependent at the time of death of Government employee: In this case, the applicant is Ine Government employee: In this case, the applicant is employee demised on whereas as per Election Commission of India's Identity Card issued or the applicant is which is issued prior to the date of demise. Therefore, it is evident that the applicant got married prior to the demise of the Government employee and she was not wholly dependent on the deceased Government employee at the time of his demise. It is also noted that, in her submission dated declared that she was dependent on Late
16	UR No: 17/2009-10(L)	his demise, which is factually wrong. Not considered due to being not wholly dependent at the time of death of Government employee: In this case, the applicant is Ine Government employee demised on as per marriage certificate the applicant got married or which is prior to the date of demise. It is also noted that, in her submission dated
17	UR No: 02/2015-16	declared that no one was dependent on Late at the time of her demise. Therefore, the applicant was not wholly dependent on the deceased Government employee at the time of her demise. Not considered due to being not wholly dependent at the time of death of Government employee: In this case, the

and the second s	reference and a second
	applicant is
	Government employee demised on
	whereas as per marriage
	certificate the applicant got married on
	which is prior to the date of
	demise. It is also noted that, in her
	submission dated the applicant
	declared that only
	of the deceased, was dependent on
	it the
	time of his demise. Therefore, the applicant
	was not wholly dependent on the deceased
	Government employee at the time of his
	demise.
18	Not considered due to being not wholly
UR No: 15/2013-14	dependent at the time of death of
	Government employee: In this case, the
	applicant is
	The Government whereas
	as per Election Commission of India's
	Identity Card Issued on
	of the which is issued prior to the
	date of demise. Therefore, it is evident that
	the applicant got married prior to the
	demise of the Government employee and
	she was not wholly dependent on the
	deceased Government employee at the time
	of her demise. It is also noted that, in her
	submission dated the applicant
	declared that she was dependent on Late
	demise, which is factually wrong.
	Not considered due to being not wholly
19	dependent at the time of death of
UR No: 22/2016-17	Government employee & Earning members
	in family: In this case, the applicant is
	the Late
	per affidavit dated
	declared that
	of the deceased Government
	employee is a pensioner of
	receiving basic pension of per
	month. Further, it is also seen that the applicant had not mentioned the name of
	his his his his list of dependent family
	member in the submission dated
	Hence, the candidate cannot be



Also, Honorable Supreme Court of India in the case of Umesh Kumar Nagpal vs State of Haryana and other [JT 1994(3) S.C. 525] has laid down the following important principles in this regard: 'Only Dependents of an employee dying in harness leaving his family in penury and without any means of livelihood can be appointed on compassionate ground.'

Therefore, the committee has decided that these cases will not be considered for the ongoing process of compassionate appointment.

Resolution No 2: In case of (UR No 08/2017-18) who has not submitted the requisite proforma alongwith affidavit, but submitted an application on stating her unwillingness for appointment on Compassionate grounds. The committee accepted the same and recommended that the name of undergoing process and recommended that it may be permanently removed from the list of consideration for future Compassionate Appointment.

Resolution No 3:

Earning member in the family not supporting other members of the family

In the case q

(UR No 14/2012-13), the committee has noted that, the family ha

in his submission dated the has stated that his elder brother is employed with annual income of R but staying separately & doesn't help other members or the family. The applicant is unemployed and depending only on family pension received by his mother. The committee has decided that a discrete enquiry may be conducted from the field office in this regard and the case will be treated as per outcome of the enquiry.

Resolution No 4: Awarding of points in the Family Pension criterion

While going through the minutes of the meetings of the selection committee for compassionate appointment for Recruitment Year 2017-18, 2018, 2019, 2020 & 2021 it is observed that the cases where the Family Pension has been stopped, were awarded with 0 score as the Category-II Family Pension is not applicable in these cases.

The discontinuation conditions laid down in the Category-II Family Pension are:

- (a) Where the applicant is son of a deceased Government servant and older than 25 yrs of age.
- (b) Where the applicant is daughter of a deceased Government servant and married.

This issue has been deliberated upon by the committee in details and the following are observed:

- 1. In the cases where the Category-II Family Pension has been stopped, the Basic Family Pension is "inadmissible" rather than "0".
- 2. The first bracket of Family Pension in the 100 point formula is between 0 to 9000, whereas in this case the Category-II Family Pension is inadmissible.
- 3. The committee for compassionate appointment for the Recruitment Year 2017-18, 2018, 2019, 2020 & 2021 also awarded 0 points in these cases on account of Category-II Family Pension being "Not Admissible" (Resolution No 2 of meeting dated 07.12.2022).
- 4. Moreover, the primary eligibility criterion of compassionate appointment as per the Master circular [Vide O.M. F. No. 14014/1/2022-Estt. (D) dated 02-08-2022] is: "The family is indigent and deserves immediate assistance for relief from financial destitution". In this present case, it is observed that in all the cases the time lapsed from the date of death till now ranges between 3 years to 30 years. Thus, the criterion of immediate financial destitution is not satisfied.
- 5. The Honorable Supreme Court of India in its judgement dated 4th May, 1994 in the case of Umesh Kumar Nagpal vs State Of Haryana [JT 1994 (3) 525] has laid down the following important principle in this regard:

"The compassionate employment cannot be granted after a lapse of a reasonable period ... and it is not a vested right which can be exercised at any time in future."

Considering the above observations, in continuation of the decisions taken by the committee for compassionate appointment for the RY 2017-18, 2018, 2019, 2020 & 2021, and also taking into account the primary criterion of compassionate appointment and Honorable Supreme Court's observation, the committee has unanimously decided the following:

In all the cases where Category-II Family Pension has been discontinued on the following grounds:

- (a) Where the applicant is son of a deceased Government servant and older than 25 yrs of age,
- (a) Where the applicant is son of a deceased Government servant and married
 (b) Where the applicant is daughter of a deceased Government servant and married

will be awarded "0" points in the Family Pension criterion of the 100 point Formula.

The meeting closed with vote of thanks from the Presenting Member.

