

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP No. 11867 of 2014 (O&M)

Date of Decision: 11.02.2015.

Shivender Dahiya & others

--Petitioners

Versus

State of Haryana & others

--Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Angel Sharma, Advocate for the petitioners.

Mr. Ravi Pratap Singh, A.A.G., Haryana.

Mr. Sushil Jain, Advocate for respondent no.3.

TEJINDER SINGH DHINDSA.J

The controversy in the instant writ petition is with regard to eligibility of the petitioners for the post of Lecturer/Assistant Professor in Electrical Engineering. It has gone uncontroverted that the prescribed qualifications in response to which the petitioners had applied were B.E./B.Tech. and M.E./M.Tech. in Electrical Engineering with First Class or equivalent either in B.E/B.Tech. or M.E./M.Tech. Petitioners claim to be possessing an equivalent qualification i.e. B.Tech. in Electrical & Electronics.

It so transpires that the issue with regard to eligibility was considered by an Administrative Committee duly constituted and a decision was taken on 4.6.2014 appended as Annexure R-1 along with a written statement holding the petitioners to be not eligible.

Learned State counsel, who is being instructed by Sh. Navdeep Khatri, Deputy Director, Haryana Technical Education would very fairly concede that the original proceedings of the Administrative Committee do

not reflect any reasons that have been assigned while holding the petitioners to be ineligible. Learned State counsel very fairly states that it would be open for the petitioners to approach the respondents with all the supporting documents and the Administrative Committee would hold proceedings to go into the question of eligibility of the petitioners afresh and thereafter take a decision and convey the same to the petitioners.

The stand taken on behalf of the State is fair and is accepted.

It would be apposite to notice that by virtue of interim orders passed during the course of hearing of the instant petition, the petitioners had been directed to participate in the written examination and subsequently it was also directed that their written papers be also evaluated and the result be kept in a sealed cover. State counsel has further apprised the Court that as of date even though, the result of the Common Entrance Written Examination has been prepared and compiled but the same has not been declared.

Accordingly, the instant writ petition is disposed of. Liberty is granted to the petitioners to approach respondents no.1 and 2 by filing a detailed representation in support of their eligibility for the post of Assistant Professor/Lecturer in Electrical Engineering. It would also be open for the petitioners to fortify their representation by all supporting documents in furtherance of their claim. Such representation, if, filed within a period of two weeks from today, would be put before the duly constituted Administrative Committee as also a Panel of Technical Experts, as deemed fit by the Director of Technical Education, Haryana, respondent no.2. A decision as regards eligibility of the petitioners for the post in question be taken positively, within a period of six weeks thereafter and the same be conveyed to the petitioners.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

February 11, 2015.
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