

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

C.W.P No. 19072 of 2013 (O&M)

Date of decision : May 12, 2015

Monika Sharma,

..... Petitioner

v.

State of Haryana and others,

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Amit Prashar, Advocate
for the petitioner.

Mr. Ashok Singh Chaudhary, Addl. A.G Haryana
for respondents No.1 to 3.

None for respondent No.4.

- 1. Whether Reporters of Local Newspapers may be allowed to see the judgment ?**
- 2. To be referred to the Reporters or not ?**
- 3. Whether the judgment should be reported in the Digest ?**

Ajay Tewari, J (Oral)

Neither any one is present nor reply has been filed on behalf of respondent No.4.

By way of this writ petition, the petitioner has challenged the appointment of respondent No.4 as an ASHA worker. Though various grounds have been raised yet during arguments, counsel for the petitioner has only pressed the ground that no process of invitation of applications were initiated by advertisement or munadi in the village and the name of respondent No.4 was picked up in a very secret manner and she was appointed.

In the reply, the specific averment that no munadi has been conducted has not been controverted but it has only been mentioned that since there was more than one application, it shows that there was publicity about the recruitment.

Counsel for the petitioner has argued that at one place in the reply, it has been mentioned that respondent No.4 was selected because she was the only candidate from the village in question. As per him, it is clear that the other applications (from ladies of other villages) were also collected as a measure of cover-up to disguise the pick and choose respondent No.4 for appointment.

In view of the fact that there is no denial to the assertion that no publicity was carried out and other eligible persons were not given an opportunity to apply for the post, this writ petition has to be allowed. Ordered accordingly. Consequently, the appointment of respondent No.4 as ASHA worker is set aside and the official respondents are directed to make fresh selection after following the due procedure.

(AJAY TEWARI)
JUDGE

May 12, 2015
`kk'