

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CWP no. 20459 of 2015(O&M)

Date of Decision :16.10.2015

Smt. Usha Rani

....Petitioner(s)

Versus

State of Haryana and others

...Respondent(s)

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

Present : Mr.C.R.Dahiya, Advocate for the petitioner

MAHESH GROVER, J.

The only ground that the petitioner urges in support of her more meritorious claim for appointment over the selected candidate is that the private respondent was in fact ineligible as she had not cleared her School Teacher Eligibility Test.

Learned counsel for the petitioner during the course of arguments candidly conceded that amendment has been made in the rules which would have enabled the private respondent to be considered eligible for selection. Therefore this ground does not survive and is not pressed. It is then contended that the petitioner was academically more qualified than the selected candidate and that on this score had attained 32.98 marks as against 26.31 by the selected candidate but she lost the appointment only on the ground of more marks being given in interview. It is stated that the selected candidate got 29 marks in interview

whereas the petitioner was given only 18 marks.

I am afraid this per se cannot be construed to be an act of unfair selection unless some more material is shown in this regard. Finding none, I would lean towards the fairness of the selection of respondent no.4. Hence, finding no merit in the instant petition the same is hereby dismissed.

October 16, 2015
rekha

(Mahesh Grover)
Judge