

Civil Writ Petition No. 27121 of 2015 (O&M)

Date of decision : December 23, 2015

Bhupinder Singh

.....Petitioner

Versus

Punjabi University and others

....Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILLPresent: Mr. Vipin Mahajan, Advocate
for the petitioner.

LISA GILL, J.

It is submitted that petitioner was discharged from Indian Army on 28.02.2010 from the post of Halvdar/Instructor. Petitioner applied for the post of Professional Assistant pursuant to advertisement dated 12.10.2012. He applied under Ex-servicemen category. He was not called for interview as he did not fulfil eligibility condition of being proficient in English Computer Typing at the speed of 30 words per minute.

It is submitted that said post is still lying vacant as no candidate was found eligible. Petitioner refers to Punjab Recruitment of Ex-servicemen Rules, 1982 (Annexure P-5) specifically Rule 7 as well as notification dated 12.02.1986 (Annexure P-6) to submit that necessary relaxation can be granted in case level of performance is not effected. As per certificate (Annexure P-1) petitioner is certified to be fit for the post of Teacher, Librarian, Supervisor, Hostel Warden,

therefore, it was incumbent upon the respondents to decide petitioner's representation dated 14.05.2014 as well as legal notice dated 09.07.2015.

At this stage, it is prayed that respondents be directed to consider petitioner's case as the post in question is lying vacant.

Keeping in view the limited prayer addressed at the time of arguments, facts and circumstances of the case but without expressing any opinion on the merits of the controversy or even the entitlement of the petitioner for any relaxation, as claimed, this writ petition is disposed of with a direction to the competent authority to expeditiously decide legal notice dated 09.07.2015 submitted by the petitioner by passing a speaking order, preferably within a period of three months from receipt of certified copy of this order.

December 23, 2015
rts

(Lisa Gill)
Judge