

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

CWP No.3289 of 2015

Date of decision:24.02.2015

Sanjeev Kumar

... Petitioner

Vs.

State of Haryana & others

... Respondents

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

Present: Dr. S.K. Redhu, Advocate for the petitioner.

.....

TEJINDER SINGH DHINDSA, J.

The petitioner who belongs to the general category claims to be an outstanding sports person having excelled in the sport of Wushu and Boxing. It has been pleaded that the petitioner has participated in national and international sports events and has won gold/bronze medals. A brief tabulation of the achievements of the petitioner has been furnished in para 3 of the writ petition and the same is reproduced herein for facility of ready reference:

<i>Sr. No.</i>	<i>Name of Events</i>	<i>Medal</i>	<i>Year</i>
1	11 th World Wushu Championship (Turki)	Bronze	2011
2	8 th Asian Wushu Championship (Viet Nam)	Participation	2012
3	4 th Pars Cup Wushu Championship (Iran)	Participation	2012
4	Sr. National Wushu Championship (Haridwar)	Gold	2011
5	Haryana State Wushu Championship (Rohtak)	Gold	2011
6	Haryana State Wushu Championship (Hisar)	Gold	2010
7	Muaythai Senior National Championship (Mojoram)	Gold	2011
8	Muaythai Senior National Championship (Pro-Am) (Hyderabad)	Gold	2011
9	India Boxing Training Camp Shilaru Utti from Simla	---	--
10	All India Inter University Boxing Championship (Jodhpur)	Bronze	2009
11	All India Inter University Boxing Championship (Rohtak)	Participation	2007
12	Chandigarh State Boxing Championship	Gold	2008

The instant writ petition has been filed praying for the issuance of a writ of mandamus for directing the respondents to consider the claim of the petitioner for appointment to the post of DSP or Inspector or Sub Inspector in the Haryana Police on the basis of being an outstanding sports person.

In furtherance of such claim, counsel would refer to letter issued by the Chief Secretary to Government of Haryana dated 26.07.2001 at Annexure P-3 on the subject of reservation of jobs for outstanding sports persons in Group 'C' and 'D' in direct recruitment. It is contended that under Annexure P-3 dated 26.07.2001, a reservation of 1% for general category of outstanding sports persons has been earmarked. Reliance has also been placed upon Haryana Government Home Department Notification dated 24.06.2008 at Annexure P-4, whereby an amendment was carried out in the Haryana Police Service Rules, 2002 and a reservation of 3% of the total permanent posts of DSPs was provided for outstanding sports persons of Haryana, who have won a gold/silver/bronze medal in Olympic games or those sports persons, who bring extraordinary laurel to the country or the State of Haryana.

Court has been apprised that vide subsequent Notification dated 06.01.2009 (Annexure P-5) issued by the Haryana Government, Home Department such reservation has been increased from 3% to 6%. Still further reliance has also been placed upon Notification dated 20.08.2013 at Annexure P-6 issued by the State Government, Department of Sports and Youth Affairs, whereby a policy has been framed for out of turn appointments and other incentives to sports medal winners belonging to State of Haryana. It has been argued that the State Government has acted

upon the Notification/policy referred to herein above and a number of sports persons have been granted out of turn appointments as DSPs/Inspectors/Sub Inspectors while the petitioner has been discriminated against and his claim has not been considered till date.

Without even going into the merits of the claim raised by the petitioner, I deem it appropriate to dispose of the present writ petition with a direction to respondent-authorities/competent authority to consider the grievance and claim of the petitioner and to take a final decision on the legal notice dated 20.01.2015 (Annexure P-25) strictly in accordance with law and by passing a speaking order within a period of four months from the date of receipt of a certified copy of this order.

Disposed of.

24.02.2015

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**