

IN THE PUNJAB & HARYANA HIGH COURT AT CHANDIGARH

LPA No.448 of 2015

Date of Decision: 20.05.2015

State of Punjab & others

...Appellants

Versus

Wazir Kaur

...Respondent

CORAM: HON'BLE MR. JUSTICE HEMANT GUPTA
HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Vinod S. Bhardwaj, Addl. AG, Punjab, for the appellants.

Mr. Naveen Batra, Advocate, for the respondent.

HEMANT GUPTA, J. (ORAL)

The State is in appeal aggrieved against an order passed by the learned Single Bench on 26.11.2014, whereby the writ petition filed by the writ petitioner-respondent was allowed holding that 27 years as upper age limit for admission for Diploma in Elementary Education is arbitrary on the grounds that no other State has such limitation; there is no age limit for the purposes of getting job in any private elementary school and the maximum age prescribed is 38 years in respect of appointment in Government elementary schools. Therefore, prescribing age of 27 years to undergo Diploma in Elementary Education is unfair, unjust and irrational.

Having heard learned counsel for the parties, we do not find any error in the order passed by the learned Single Judge. The purpose of admission in the Diploma in Elementary Education is dispensation of education at the elementary school level. There is no age limit in the private school for employment and also the age limit is 38 years for the purpose of appointment in the Government schools. We, thus, find that the condition of

27 years for admission in Diploma in Elementary Education is wholly unjustified, unreasonable and without any reasonable nexus with the objective to be achieved.

In view thereof, we do not find any error in the findings recorded by the learned Single Judge. Consequently, the present appeal is dismissed.

(HEMANT GUPTA)
JUDGE

20.05.2015
Vimal

(LISA GILL)
JUDGE