

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

Date of decision: 05.08.2016

CWP No.19027 of 1997

Harpal Singh

...Petitioner

Vs.

Haryana State Electricity Board & others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: None for the petitioner.

Mr. H.S.Gill, Senior Advocate, with
Ms. Meenu, Advocates, for the respondents.

RAJIV NARAIN RAINA, J. (ORAL)

The petitioner was not qualified for the post of Assistant Lineman (ALM) since he did not possess the prescribed qualifications i.e. (a) Matric with two years ITI certificate in Electrician/Wireman Trade or passing a two year vocational course in the trade of Lineman conducted by the Director, Industrial Training and Vocational Education, Haryana; & (b) Hindi upto Matric standard. For this reason, he was not called for interview.

It is true that the petitioner had earlier applied for the post of ALM in response to an advertisement dated 03.03.1992 inviting applications from eligible persons in which the same qualifications were published, but the respondents assert in their written statement filed in response to summons issued in the present petition to them that at that time his qualifications escaped notice and the petitioner was issued an appointment letter dated 01.03.1993 by mistake. However, the selection was quashed by

this Court by order dated 29.11.1995 on account of various irregularities committed in selecting the candidates. Letters Patent Appeal against the said judgment was dismissed and so was the Special Leave Petition vide order dated 18.02.1997. The petitioner cannot derive undue benefit of his past success in obtaining appointment without being qualified to hold the post.

In view of this factual position, no interference is called for in the present writ petition in exercise of writ jurisdiction, since the petitioner was ineligible to start with and therefore not a person aggrieved. Hence, the petition is hereby ordered to stand dismissed.

[RAJIV NARAIN RAINA]
JUDGE

05.08.2016
Vimal

Whether speaking/reasoned: *Yes/No*

Whether Reportable: *Yes/No*