

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

CWP No.7589 of 1998

Date of decision:11.8.2016

Gurdip Kaur & anr.

... Petitioners

Versus

The State of Haryana & ors.

... Respondents

CORAM:- HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: None for the petitioner.

Ms. Shruti Jain Goyal, AAG, Haryana.

RAJIV NARAIN RAINA, J.(Oral)

1. The challenge in this petition is to the selection and appointment of respondents No.4 to 6. The challenge stands repulsed by the amendment carried out to the rules laying down the qualifications for appointment to the post of Punjabi Teacher in the Haryana Education Department. Copy of the amended rules regarding qualifications have been placed on record at Annex. R-3/1 with the written statement. The essential qualifications are as under:-

“... Giani Pass (in Gurumukhi Script) i.e. Honours in Punjabi from a recognized university; and
(iii) Pass in LTC (OT) examination in Punjabi conducted by the Haryana Education Department OR equivalent qualification recognized by the Haryana Education Department;

OR

Graduate from a recognized university with Punjabi as an elective subject/M.A. in Punjabi from a recognized university/B.A.(Honours) in Punjabi with

B.T./B.Ed. OR equivalent qualification in all the cases....”

2. The advertisement inviting applications from eligible candidates was published in tune with the rules and therefore, the petitioner has no case against the private respondents who possessed these qualifications and were selected on merit but the petitioners admittedly did not hold those qualifications. Moreover, the petitioners participated in the selection process and cannot turn around to challenge the same on failure to make the grade and even they did, they still could not be offered appointment being ineligible to start with. No grounds are made out to interfere in this matter.

3. Accordingly, the petition being devoid of merit fails and is dismissed.

(RAJIV NARAIN RAINA)
JUDGE

11.8.2016
monika

Whether speaking/reasoned

Yes / No

Whether Reportable:

Yes / No