

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

CWP No.10308 of 2016

Date of decision: 23.05.2016

Manisha Aggarwal

...Petitioner

versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Kiran Pal Singh, Advocate,
for the petitioner.

RITU BAHRI, J.

The petitioner participated in the selection process for H.C.S. (Executive Branch) in the year 2004. However, pursuant to the said selection process, no appointment was made as the cadre strength had been reduced. Thereafter, a Vigilance Enquiry was initiated. This enquiry was finalized vide report dated 09.11.2011 (Annexures P-6 and P-7) As per this enquiry report, against 38 candidates, no discrepancy was found, however, they were not appointed. Thereafter, they filed CWP No.108 of 2012 before this Court, which was dismissed. Against this order, they filed LPA No.1168 of 2015. Thereafter, the State of Haryana, vide letter dated 26.02.2016, decided to appoint those candidates, against whom, there was no discrepancy.

The findings of the enquiry report with regard to the petitioner are as under:-

“In the answer sheet of Physics there is cutting on marks given on page no.3 by making 8 to 9, thereafter, marks have been given from 9 to 10.

And on page no.27, marks decreased from 8 to 6. No initial of examiner found on cutting.”

The petitioner is not challenging the selection of selected candidates. However, she has made a representation dated 16.05.2016 (Annexure P-11) to the respondents to consider her case in the category of non-tainted candidates and give her appointment.

At this stage, this petition is disposed of by giving a direction to respondent No.1 to look into the representation dated 16.05.2016 (Annexure P-11) filed by the petitioner and pass a speaking order in accordance with law, within a period of two months.

23.05.2016
ajp

(RITU BAHRI)
JUDGE