

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

**CM No.15495-CWP of 2016 and
CWP No.17638 of 2016
Date of Decision: 06.12.2016**

Pardeep Kumar

..... Petitioner(s)

Versus

State of Haryana and others

..... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Ms. Sangita Dhanda, Advocate
for the petitioner.

Mr. Rajesh Gaur, Addl. AG, Haryana.

ANUPINDER SINGH GREWAL J. (ORAL)

CM No.15495-CWP of 2016

This application has been preferred for placing on record Annexure P-12 (colly) and seeking exemption from filing the certified copies of Annexure P-12 (colly).

The application stands allowed. Annexure P-12 (colly) is taken on record.

CWP No.17638 of 2016

The petitioner had applied for the post of Assistant Lineman in pursuance to the advertisement issued by the respondents in the year 2011. It is stated that the petitioner is at Serial No.5 in the waiting list of BCB category. It is case of the petitioner that as the adequate number of Ex-servicemen in SC, BCA, BCB and General category were not available then those posts should have been diverted to the main categories. If such course had been adopted by the respondents, the

petitioner would have been eligible for appointment. The learned counsel for the petitioner has placed reliance upon a judgment of a Co-ordinate Bench of this Court in the case of “**Prem Chand and others v. State of Haryana and others**” CWP No. 17706 of 2013 decided on 18.5.2016.

Learned counsel for the petitioner has further submitted that she shall be satisfied if the petition is disposed of with a direction to the respondents to consider and decide the case of the petitioner in the light of the judgment in the case of **Prem Chand and others v. State of Haryana and others** (supra).

Without making any observations on the merits of the case, I deem it appropriate to dispose of this petition with direction to respondents No.1 and 2 to treat this petition as representation of the petitioner and decide the same keeping in view of the judgment in the case of **Prem Chand and others v. State of Haryana and others** (supra) and other relevant material, in accordance with law, within a period of two months from the date of receipt of certified copy of this order.

The petition stands disposed of accordingly.

(ANUPINDER SINGH GREWAL)
JUDGE

December 06, 2016

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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No