

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

Date of decision: 22.11.2016

CWP No.19336 of 2016

Jaipal

...Petitioner

Vs.

Haryana Vidyut Parsaran Nigam Ltd. & others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. Rajiv Sidhu, Advocate, for the petitioner.

Mr. Rattan Singh Longia, Advocate, for the respondents.

RAJIV NARAIN RAINA, J. (ORAL)

Referring to para.8 of the petition, learned counsel for the petitioner argues that the petitioner is higher in merit than the candidates, who have been offered appointment as Assistant Linemen in August, 2016 in the respondent-Nigam. The petitioner has been selected at merit No.107 while the candidates lower in merit, who were selected in the waiting list at merit No.110, 112, 134, 175, 259 & 261 belonging to General Category have already been appointed.

When asked how has this happened, Mr. Sidhu submits that in cases of the present kind the respondent Nigam offers appointments as and when directed by Court. This is a rather interesting way of settling rights of candidates who are higher in merit in the category.

If this is the position then there is no need to wait for a response/reply from the Nigam.

In the circumstances, Mr. Sidhu's contentions appear to be weighty that the petitioner's demand notice dated 08.08.2016 (P-13) deserves to be paid attention to by the authorities in the Nigam.

Accordingly, a direction is issued to the respondents to take up the demand notice forthwith, examine the case of the above-said selected candidates as against the case of the petitioner and accord the petitioner parity of treatment according to his merit position. Let this exercise be completed within a fortnight and in case, the petitioner deserves appointment according to his merit position in the category applied for then he would be offered consideration for appointment within the next three weeks after completing the formalities.

With these observations and directions, the petition stands disposed of.

22.11.2016
Vimal

[RAJIV NARAIN RAINA]
JUDGE

Whether speaking/reasoned: *Yes/No*

Whether Reportable: *Yes/No*