

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.19503 of 2016

Date of Decision: 20.09.2016

Vijay and another

... Petitioners

Versus

Uttar Haryana Bijli Vitran Nigam Ltd.
and another

... Respondents

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

Present: Mr. R.K. Malik, Sr. Advocate,
with Mr. Kuldeep Sheoran, Advocate,
for the petitioner.

RAJIV NARAIN RAINA, J.

This Court has already passed an order today in CWP No.19501 of 2016 in the same context and subject matter involving denial of appointment to the petitioners. In this case, the position is the same except that the present petitioners belong to the general category and are higher in merit position than six other general category candidates who have been offered appointments by the Nigam to serve as Assistant Linesman in a direct recruitment process where the petitioners were contestants. These names are mentioned in the table incorporated in para.8 of the petition. The factual matrix is that petitioner No.1 herein is at merit position No.201 and petitioner No.2 is at 245. The petitioner No.1 is higher than other candidates but three other candidates have higher merit position at 221, 225 and 238 respectively than petitioner No.2.

Accordingly, the order passed in CWP No.19501 of 2016 will be read mutatis mutandis in this case and will receive the same directions.

The petition stands disposed of in terms of above observations and directions by according parity of treatment in consonance with Articles 14 and 16 of the Constitution of India and the rule against unfair discrimination within the same homogeneous class.

(RAJIV NARAIN RAINA)
JUDGE

20.09.2016
manju

Whether speaking/reasoned	Yes
Whether reportable	No