

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

CWP No.21697 of 2014

Date of Decision:-16.12.2016

Angrej Singh.

.....Petitioner.

Versus

Union of India & Ors.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Sarabjit Singh Khaira, Advocate for the Petitioner.

JASWANT SINGH, J (ORAL)

After rendering more than 20 years of service, petitioner stood retired from the Border Security Force from the post of Driver. He competed for the selection and appointment against the 200 hundred posts of Drivers advertised by the Department of Health and Welfare, Punjab vide public notice dated 26.7.2011 (P-1). The petitioner on the basis of his determined merit could not come within the zone of appointment in the general category. His case for appointment in the Ex-Servicemen (General Category) was not considered as he is being found to be not eligible due to the fact that he is a retiree from Para Military Forces and not covered under the definition of Ex-Servicemen under the statutory rules promulgated by Punjab.

During the course of arguments, learned Counsel for the

petitioner is unable to show any instructions issued by the Punjab whereby

under the definition of “Ex-Servicemen” the paramilitary forces have been included for grant of benefit of reservation. The instructions issued by the government of India are concededly not binding on the State of Punjab although it would have been appreciable if they had issued necessary instructions in the light of directive issued by the Government of India.

In view of the above, no case for interference is made out and as such the present writ petition is hereby dismissed.

(JASWANT SINGH)
JUDGE

December 16, 2016
Vinay

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>