

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

**CWP No. 23371 of 2016
Date of Decision : 29.11.2016**

Ashok

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Jasbir Mor, Advocate for the petitioner.

Mr. Harish Rathee, Senior Deputy Advocate General, Haryana.

Anupinder Singh Grewal, J.(Oral)

Reply on behalf of respondent No. 2 along with Annexures R-2/1 and R-2/2A, 2B, 2C & 2D has been filed in Court today. The same is taken on record. A copy thereof has been supplied to learned counsel for the petitioner.

The petitioner has sought direction to the respondents to grant him another opportunity to appear in the Physical Measurement Test-cum-scrutiny of documents for the post of Constable (Male) in pursuance to Advertisement No.8/2015 dated 19.07.2015 (Annexure P-5) issued by the respondents.

Learned counsel for the petitioner states that the petitioner could not appear in the afore-noted examination on 28.10.2016 as he was not aware of the result due to lack of internet facilities at his native Village Bhatol Jattan, Tehsil Hansi, District Hisar. Learned counsel for the petitioner further states that in similar circumstances, candidates belonging

to Category Nos. 2, 3 and 4 were given another chance to appear in the examination as is evident from perusal of Public Notice (Annexure P-12) issued by the respondents on 20.10.2016.

Learned counsel for the petitioner has also drawn my attention to representation dated 02.11.2016 (Annexure P-13) sent to the respondents in this regard, which has failed to evoke any response.

I have heard learned counsel for the parties.

It is borne out from perusal of the reply filed by the respondents that the candidates belonging to Category Nos. 2, 3 and 4, who could not appear in the examination earlier, were granted another chance by the Commission after receiving their applications. Therefore, the case of the petitioner for being given another chance at par with other similarly situated candidates in Category Nos. 2, 3 and 4 deserves consideration by the respondents.

In the facts and circumstances of the case, I dispose of this petition with direction to the respondents to consider and decide the representation of the petitioner dated 02.11.2016 (Annexure P-13) keeping in view the similar benefit granted to candidates of aforementioned Categories, in accordance with law, within a period of one week from the date of receipt of certified copy of this order.

The petition stands disposed of accordingly.

November 29, 2016.

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**(ANUPINDER SINGH GREWAL)
JUDGE**

Whether speaking/reasoned? Yes.

Whether reportable? Yes/No