

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 24955 of 2016

Date of decision: 2.12.2016

Amit Kumar

... Petitioner

Versus

Uttar haryana Bijli Vitran Nigam Ltd. & anr.

... Respondents

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

Present: Mr. Harkesh Manuja, Advocate,
for the petitioner.

RAJIV NARAIN RAINA, J.(Oral)

This Court has already passed an order in CWP No.19501 of 2016 in the same context and subject matter involving denial of appointment to the petitioner. In this case, the position is the same except that the present petitioner belongs to the general category and is 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 petitioner was a contestant. These names are mentioned in the table incorporated in para 8 of the petition. The factual matrix is that petitioner herein is at merit position No.117. The petitioner is higher than candidates mentioned in paragraph 8 of the petition.

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

Accordingly, the petition stands disposed of in terms of the above observations and directions by according parity of treatment to the

petitioner in consonance with Articles 14 and 16 of the Constitution of India and the rule against unfair discrimination within the same homogeneous class so as to prevent continued unreasonable classification.

(RAJIV NARAIN RAINA)
JUDGE

2.12.2016
monika

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