

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

CWP No.5931 of 2016

Date of decision: 30.03.2016

Sushil Suneja

...Petitioner

versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Saurav Arora, Advocate,
for the petitioner.

RITU BAHRI, J.

The petitioner is seeking direction to the respondents to include his name in the selection list of clerks.

Suresh Suneja-petitioner was appointed as clerk on contract basis by SJK Education Society, Kalanaur vide appointment letter dated 30.05.2009 (Annexure P-1). Thereafter, the respondent-college advertised two regular posts of clerks vide advertisement dated 21.04.2015 (Annexure P-2). The selection criteria for the post advertised by the Selection Committee is annexed as Annexure P-12, which reads as under:-

1.	Basic Qualification	Max. Marks
	a. Upto 45% marks	Nil
	b. 45% to 50% marks	5 marks
	c. above 50% marks	10 marks
2.	10+2	10 marks 10 marks
3.	Graduation	10 marks 10 marks
		Total 30 marks
4.	Experience (1 mark for each year)	10 marks
		Total 10 marks
5.	Interview	10 marks
		Total 10 marks

		Total 50 marks

Thereafter, the petitioner participated in the selection process. As per result, the petitioner was shown at third place in the merit list.

Grievance of the petitioner is that he had got 45% marks in matriculation and as per the above criteria, he should have been awarded 5 marks, whereas he has been awarded 'zero' mark. Thereafter, he received information under the Right to Information Act, 2005 (Annexure P-9), where while disclosing the criteria for basic qualification in category (b), sign '+' has been added. This criteria is a modified criteria in comparison to already disclosed criteria which has been annexed as Annexures P-7 and P-8. As per Annexure P-7, the petitioner is entitled to get 5 marks. In this regard, the petitioner has made a representation (Annexure P-10) and thereafter, reminder dated 30.12.2015 (Annexure P-11) to the respondent-authorities, but to no avail.

At this stage, without expressing any opinion on the merits of the case, this petition is disposed of by giving a direction to the respondents to look into the representation (Annexure P-10) and pass appropriate order in accordance with law, within a period of three months.

30.03.2016
ajp

(RITU BAHRI)
JUDGE