

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

CWP No.9328 of 2015

Date of decision: 10.03.2016

Om Pal

...Petitioner

versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: None for the petitioner.

Mr. Ravi Partap Singh, AAG, Haryana.

RITU BAHRI, J.

The petitioner is seeking direction to the respondents to permit him to join his services as male Constable pursuant to communication dated 10.04.2015 (Annexure P-9).

Pursuant to an advertisement (Annexure P-1) published in various newspapers, the petitioner made an application under the Ex-serviceman (BC-A) category. He was issued Roll No.20338 vide letter (Annexure P-2) and thereafter, he participated in the interview on 17.05.2014. As per result published in newspaper dated 11.06.2014 (Annexure P-3), the petitioner was shown to be selected candidate in BC-A category. However, vide letter dated 24.06.2014 (Annexure P-4), he was asked to provide certificate regarding BC-A category on or before 07.07.2014. Vide letter dated 24.06.2014 (Annexure P-5), the petitioner informed Secretary, Haryana Police Recruitment Board, Panchkula-

respondent No.2 that he had applied under the general category only and it was by mistake, the respondents had shown him to be selected under the BC-A category vide Annexure P-3. Thereafter, a corrigendum dated 15.06.2014 (Annexure P-6) was issued by the respondents for correction of such type of mistake.

Upon notice, written statement on behalf of respondent Nos. 1, 3 and 4 has been filed, wherein it has been stated that the petitioner was selected in ESM/BC-A category and not in ESM/GC category as per result (Annexure P-3). After his arrival in the office of respondent No.3, all the documents i.e. Educational, residential, Haryana Domicile, Eligibility Certificate issued from the Sainik Board and Backward Class-A (BC-A) Certificate were demanded, but the petitioner failed to produce BC-A category certificate.

In a separate written statement filed on behalf of respondent No.2, it has been stated that even if the case of the petitioner is taken in General Category, he does not fulfill the physical standard height, which is 5' 7" for General Category candidate. It is further stated that the Director General of Police, Haryana again examined the matter and intimated to the Secretary, Haryana Police Recruitment Board, Panchkula vide letter dated 21.01.2015 (Annexure R-2/1) that Haryana Armed Police i.e. respondent No.3 has rightly denied to allot the Constable Numbers to the candidates whose names were recommended by the Haryana Police Recruitment Board after finalization of selection list by changing their categories. Since the petitioner did not fulfill the physical standard of height, his case could not be considered even under the General Category.

In view of the separate written statements filed by the

respondents, no case is made out to direct the respondents to permit the petitioner to join his services as male Constable.

No merits.

Dismissed.

10.03.2016
ajp

(RITU BAHRI)
JUDGE