

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

**CWP No.11367 of 2013 (O&M)
Date of Decision : 24th January, 2017**

Raj Rani

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Tara Chand Dhanwal, Advocate
for the petitioner.

Ms. Shruti Jain, Goyal, AAG, Haryana
for the respondent(s)-State.

Mr. Amit Prashar, Advocate
for respondent No.6.

AJAY TEWARI, J. (Oral)

By this petition, the petitioner has challenged the selection and appointment of respondent No.8 as Anganwadi Worker.

Learned State counsel has placed reliance on a judgment of Division Bench of this Court in **Darshana Devi versus State of Haryana and others 2009 (1) PLR 174** wherein it is held that on the basis of law laid down by the Supreme Court in **State of Karnataka versus Ameerbi, (2007) 11 SCC 681** that the person working as Anganwadia worker does not hold a civil post and the recruitment process is not governed by the Constitution or any Statute. That being the position, the writ petition could not be held maintainable as the authorities are not instrumentalities of State to amenable

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to the definition of 'State' under Article 12 of the Constitution of India.

Learned counsel for the petitioner is not in a position to place
reliance on any judgment contrary to that judgment.

Consequently, the instant petition stands dismissed.

24th January, 2017

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**(AJAY TEWARI)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No