

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

CWP No.12557 of 2014

Date of Decision:-11.01.2017

Gurbax Singh & Ors.

.....Petitioners.

Versus

Punjab Public Service Commission & Ors.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Anil Kshetarpal, Senior Advocate assisted by
Mr. Maninder Singh Saini, Advocate for the Petitioners.

Mr. Kamal Sehgal, Advocate for respondent no.1-PPSC.

Mr. Anant Kataria, Deputy Advocate General, Punjab
for respondent no.2.

Mr. Vikas Chatrath, Advocate for respondent no.3-
Punjab & Haryana High Court.

JASWANT SINGH, J.(ORAL)

Four Petitioners namely, Gurbax Singh, Dinesh Kumar, Dalbir Singh and Varinder Kalra were promoted to Group-B Services i.e. Private Secretaries w.e.f. 11.09.2000, 17.10.2000, May 2007 and 17.10.2000 respectively by the Punjab & Haryana High Court. They were aspirants for appointment by way of promotion against the 25 Posts of PCS (Executive Branch, Punjab) from Register A-II pursuant

to the circular dated 21.04.2014 (P-1). Their candidatures were rejected by treating them ineligible as they were considered not confirmed employees of this High Court.

It transpires that pursuant to the interim directions passed by this Court, they were directed to be treated as provisionally eligible and join the selection process, which *inter alia* provided for passing of a written/screening test.

It is conceded position that petitioner nos.1,2 & 4 did not clear the said written/screening test and, therefore, are not entitled to join the remaining selection process and qua them writ petition has become infructuous.

Petitioner no.3-Dalbir Singh cleared the screening test and also was permitted to join the remaining selection process and it is the conceded position that on the basis of his determined merit he has not fallen within the zone of appointment, therefore, the writ qua him also has become infructuous. Apart from the above it is the conceded position that recruitment from Register A-II is confined to Group-A and Group B employees with one of the eligibility condition of having 08 years as experience as on cut off date of 01.11.2013. It transpires that Dalbir Singh stood appointed to Group-B Service w.e.f. May 2007 and also does not possess the stipulated 08 years experience in Group-B Services as on 01.11.2013 and, therefore, ineligible. The said issue however, pales into insignificance on account of the petitioner having not fallen within the zone of appointment.

In view of the above, present writ petition is hereby dismissed as infructuous.

(JASWANT SINGH)
JUDGE

January 11, 2017
Vinay

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