

224 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.12898 of 2016 (O&M)
Date of Decision: 09.05.2017

Somnath

..... Petitioner

Versus

Union Territory of Chandigarh Administration and others Respondents

CORAM: HON'BLE MR. JUSTICE P. B. BAJANTHRI

Present: Mr. Loveneet Thakur, Advocate, for the petitioner.

Mr. Inderpal Singh Doabia, Advocate
for the respondents.

P. B. BAJANTHRI J. (ORAL)

The petitioner is a candidate for the post of Clerk. He is stated to have been denied the facility of scribe as he is a blind candidate. There is a provision for utilizing a service of a scribe. Accordingly, the petitioner appeared for the examination on 05.06.2016 in the examination Centre along with his scribe/writer named Ekjot. The petitioner's writer Ekjot was not permitted to write the examination in the name of the petitioner for the reasons that the petitioner had not obtained prior approval for utilizing the scribe. The instructions given to the candidates reads that ***“all the candidates belonging to physically handicapped category may apply for scribe to SSSC at least one day prior to the examination”***. Such prescription is stated to be in terms of the official memorandum dated 26.02.2013 issued by the Ministry of Social Justice & Empowerment, Government of India, Department of Disability Affairs. Undisputedly, petitioner has not complied with the instructions given to the candidates. In this regard, petitioner has submitted a representation dated 21.06.2016 (Annexure P-3), however, no action has been taken by the official-respondents.

Since the petitioner is a blind candidate, the respondent concerned is, hereby directed to take a sympathetic view and consider the petitioner's candidature for the post of Clerk earmarked for blind person, if the post earmarked to blind category is not filled up for the recruitment year 2015-2016. The above exercise shall be completed by the Director, Department of Higher Education, Chandigarh Administration within a period of six weeks from today and communicate the same to the petitioner.

The instant petition stands disposed of.

(P. B. BAJANTHRI)
JUDGE

09.05.2017

hemlata

Whether speaking/reasoned

Yes / No

Whether reportable

Yes / No