

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

Civil Writ Petition No.18442 of 2014(O&M)
Date of Decision:-28.02.2017

Baljinder Singh

...Petitioner

Versus

State of Haryana and another

...Respondents

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

Present:- Mr.K.L. Dhingra, Advocate for the petitioner.

Mr.Harish Rathee, Sr. DAG, Haryana.

P.B. BAJANTHRI J.(Oral)

In the instant petition, the petitioner seeking a writ in the nature of mandamus for issuance of a direction to the respondents to consider his candidature to the post of Primary Teacher under ESM category, prior to selection of any DESM category on merits.

The petitioner is a candidate to the recruitment of Primary Teacher.

Learned State counsel has produced the online application and provisional admit card, wherein the category of the petitioner has been considered for the selection and appointment under general category. During the process of selection, the petitioner intends to change his category from General to Ex-service Man(ESM). Such a change of criteria during the process of selection is impermissible. Thus, the petitioner has not made out a case seeking a writ of mandamus to consider the petitioner's claim under ESM category.

Since there is no right created for change of category under any statutory provision or executive instruction, the instant writ petition stands dismissed.

28.02.2017

Anjal

**(P.B. BAJANTHRI)
JUDGE**

Whether speaking/reasoned?

Yes/No

Whether reportable?

Yes/No