

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

Date of decision: 20.09.2017

CWP No.25242 of 2015

Sonu Kumar

... Petitioner

versus

State of Haryana & ors.

... Respondents

CWP No.27113 of 2015

Azad Kumar

... Petitioner

versus

State of Haryana & ors.

... Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Naveen Daryal, Advocate
for the petitioner.

Mr. Hitesh Pandit, Addl. AG, Haryana.

Amol Rattan Singh, J.(Oral)

This order will dispose of these two writ petitions, as the same question of law is involved in them.

Learned counsel for the petitioner(s) do not deny that the issue in the present petitions is the same as in ***CWP No.22983 of 2014***, titled as ***Sunita Devi vs. State of Haryana & anr.***, though the posts in question are different.

In these cases also, it is stated that the instructions dated 04.04.2014 were issued within the validity of the waiting list in question in both the petitions. By the said instructions, a decision was taken by the respondent- Government to not re-advertise the unfilled posts in the

ESM/DESM category, and instead to fill them up from the waiting list of the vertical reservation category or the general category (as the case may be), of the same selection process.

The factual position could not be denied by learned State counsel, though he has otherwise raised the same arguments as were raised by the State in *Sunita Devi's case(supra)*.

Consequently, these writ petitions are allowed in the same terms as CWP No.22983 of 2014.

20.09.2017
sonia

(Amol Rattan Singh)
Judge

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| 1. Whether speaking/non-speaking? | Yes |
| 2. Whether reportable? | Yes |