

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.25313 of 2015

Date of Decision:-18.05.2017.

Surender Singh

.....Petitioner

Versus

State of Haryana and others

.....Respondents

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

Present: Mr. Raj Kumar Gupta, Advocate for the petitioner.

Mr. Hitesh Pandit, Additional A.G. Haryana.

P.B. BAJANTHRI, J. (Oral)

The petitioner is a candidate for selection and appointment to the post of Driver pursuant to the Staff Selection Commission advertisement. The petitioner is stated to have been selected and his name is reflected in the select list dated 19.4.2012. Before issuance of appointment order, competent authority referred for antecedents of the petitioner wherein they have found that there are certain discrepancies in the certificate relating to his name and educational qualification. Thereafter, matter was examined by the competent authority and it was found that no discrepancy is forthcoming. Consequently, the petitioner was entitled for appointment to the post of Driver. The same has been denied on the score that list has already lapsed and it was more than year. Hence, the present petition.

Learned counsel for the petitioner submitted that for the purpose of verification of antecedents of the petitioner, the competent authority has taken its own time. Therefore, the competent authority cannot contend that there is delay in considering the petitioner's name for appointment. In view of the above facts and circumstances, and the fact that the competent authority has taken its own time to verify the antecedents, therefore, they cannot say that there is delay in issuing order of appointment. Hence, Annexure P-7 and P-8 are set aside. The concerned respondent is hereby directed to issue order of appointment to the petitioner if the petitioner is otherwise eligible. Such action shall be taken by issuing appointment letter on notional basis within a period of two months from today.

Petition stands allowed.

(P.B. BAJANTHRI)
JUDGE

May 18, 2017.
sandeep sethi

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.