

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

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**CWP No.24730 of 2017
Date of decision: 01.11.2017**

Sonia Rani

....Petitioner

Versus

State of Haryana & others

...Respondents

CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA

Present: Mr.Jitender Dhanda, Advocate, for the petitioner.

G.S. SANDHAWALIA, J. (Oral)

Petitioner seeks directions for participating in the selection process including the interview, for the purpose of selection to the post of PGT (Mathematics).

It is the case of the petitioner that she is an applicant against advertisement No.4/2015 dated 28.06.2015 (Annexure P-1) in which, it was provided that the HTET qualification was to be acquired till the date of the interview, as per the note given in the advertisement. On account of the result being declared on 17.10.2016 (Annexure P-2) initially, she did not figure in the roll numbers given. Thereafter, in view of the directions passed in CWP-22746-2016 titled *Satish Kumar Malik & others Vs. State of Haryana*, on 15.11.2016, scrutiny of documents of the candidates was fixed from 29.11.2016 to 01.12.2016, as per notice dated 24.11.2016 (Annexure P-3). Petitioner did not appear in the said process since she had not cleared the HTET examination. On account of the result being revised on 02.08.2017 (Annexure P-7) she was declared qualified. The respondent-Commission had issued notice dated 22.09.2017 (Annexure P-8) that in view of the directions issued in other cases, i.e., CWP-6143 & 7384-2017, candidates were being called for the said posts for the purposes of interview on 27.09.2017.

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It is the case of the petitioner that she could not appear in pursuance of the said notice, on account of the fact that she was expecting a child and had difficulties in the delivery process and remained hospitalized. Medical reports in support are attached as Annexures P-4 to P-6. It is submitted that thereafter, she filed a representation dated 23.10.2017 (Annexure P-9) with the respondent-Commission that the interview process is still in progress and therefore, she be allowed to participate, as she has become eligible in the meantime, on which, no action has been taken.

Notice of motion.

Ms.Shruti Jain Goyal, AAG, Haryana accepts notice on behalf of the respondents. Copy of the paperbook has been supplied to her.

Keeping in view the above, this Court is of the opinion that since the petitioner has been declared qualified at a subsequent point of time and as per the terms of the advertisement, has become eligible. In case the interview process has not been completed for the above-said posts, it would be appropriate that respondent No.2 will take a decision on the representation dated 23.10.2017 (Annexure P-9) within 10 days from the receipt of a certified copy of this order. In case the petitioner is not to be permitted to appear in the interview process, she shall be communicated reasons for the same.

Writ petition stands disposed of in the above-said terms.

01.11.2017
Sailesh

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned: *Yes/No*

Whether Reportable: *Yes/No*