

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CWP No. 25588 of 2017

Date of Decision: November 10, 2017.

Amit Mehra

....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE RAJAN GUPTA

Present: Mr.Manoj Chahal, Advocate
for the petitioner.

Rajan Gupta, J (Oral)

Grievance of the petitioner is that respondent No.4 has been appointed as Assistant Professor in Physical Education, Government College, Baund Kalan, District Charkhi Dadri without possessing the necessary qualifications. Learned counsel for the petitioner submits that complaint was made that respondent No.4 was not dependant on ex-serviceman as this quota has already been availed by his father. Thus, action against him ought to have been initiated. On a query being put to learned counsel for the petitioner whether petitioner participated in selection process, the answer is in the negative.

It appears that he was never contender for the post. This apart from an enquiry was conducted by the concerned authority but same was filed. Para 'D' of the enquiry report reads as under:-

“Principal has sent copy of attendance register from 9.1.2017 to 25.3.2017 which negates the charge. Principal has stated that the accused are

having a family dispute. Complainant wants to settle it in his favour by continuous stream of allegations regarding service matters. The complainant seems to be holding a view that the accused officer is a soft target. In the personal hearing on 27.3.2017 the complainant did concede that he intends to harm the accused through his route. Accused has informed that the complainant is married to his sister and has been unkind to her since they married in 2007. Case against the complainant is on in women cell as well court of law.

In view of submission made above the charges are not found to be true or based on facts.”

I am of the considered view that form of writ court cannot be used for the purpose of settling the personal scores. Thus, no ground to interfere in the writ jurisdiction is made out.

Writ petition is dismissed with Rs.10,000/- as costs.

(Rajan Gupta)
Judge

November 10, 2017.

BB

Whether speaking/reasoned Yes/No
Whether reportable: Yes/No