

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

CWP No.28864 of 2017

DATE OF DECISION:18.12.2017

Jagjit Singh

...Petitioner

Vs.

The State of Punjab & others

..Respondents

CORAM:- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present: Mr. R. K. Chopra, Senior Advocate with
Mr. Gaurav Sharma, Advocate
for the petitioner.

DAYA CHAUDHARY, J.(ORAL)

Learned counsel for the petitioner submits that petitioner appeared in Punjab State Teachers Eligibility Test in the year 2011 but he was declared failed. The last candidate who was having merit of 49.950 from General Category was selected as Science Master/Mistress. Subsequently in pursuance of order passed in CWP No.11253 of 2017, decided on 25.09.2017 four marks were added and petitioner had been declared pass. It was a fault on the part of the respondents-authority as other similarly situated persons who were at par with petitioner were appointed but because of inaction on the part of the respondents, petitioner could not be appointed. Learned counsel further submits that a legal notice was also served upon respondent on 31.10.2017 (Annexure P-13) but no action has been taken so far. Petitioner would be satisfied in case the directions are issued by this Court to the respondents-authorities to consider the legal notice dated 31.10.2017(Annexure P-13).

Keeping in view the limited prayer of the petitioner, the present writ petition is disposed of with a direction to respondent Nos.1 & 2 to consider the legal notice dated 31.10.2017 and in case the respondents-authorities comes to the conclusion that petitioner is entitled to be appointed as per merit at that time when other similarly situated persons were appointed, the necessary relief be granted to the petitioner and necessary order be passed after considering the averments made in the notice.

The compliance of the order be made within a period of two weeks from the date of receipt of certified copy of the order passed by this Court.

18.12.2017
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(DAYA CHAUDHARY)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes/No</i>
Whether reportable:	Yes/No