

In the High Court of Punjab and Haryana at Chandigarh

CWP No. 6533 of 2017
Date of Decision: May 02, 2017

Amit Bhoria

... Petitioner

Versus

State of Haryana and others

... Respondents

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

Present: Mr. Jagjit Singh Chatrath, Advocate,
for the petitioner.

Mr. D.S. Nalwa, Addl. A.G., Haryana

Mr. Kanwal Goyal, Advocate,
for respondent No.3.

P.B. Bajanthri, J. (Oral)

1. Petitioner is a candidate for the recruitment to the post of Assistant Professor (College Cadre) pursuant to advertisement dated 16.02.2016. Petitioner has submitted application through online with reference to advertisement dated 16.02.2016. The official respondents in order to rectify certain errors committed in the advertisement dated 16.02.2016, proceeded to issue corrigendum. In the corrigendum Note (i) reads as under:-

“(i) The candidates who had applied earlier need not apply again as their previous online applications will be considered if they fulfill all other eligibility conditions.”

Despite condition that the candidates who had applied earlier need not apply again, petitioner is stated to have submitted one more application pursuant

to the corrigendum. Petitioner's application with reference to corrigendum was wrongly under General Merit (GM) Category. Consequently, petitioner intends to change the category from GM to SC category. The Haryana Public Service Commission rightly rejected the petitioner's request for change of category from GM to SC pursuant to corrigendum read with application submitted by the petitioner. Having regard to the condition imposed in the corrigendum that the candidates who had applied earlier need not apply again, the Haryana Public Service Commission is required to reject the petitioner's online application pursuant to corrigendum for the reasons that petitioner had already applied for the post with reference to advertisement dated 16.02.2016. Petitioner has violated the condition imposed in the corrigendum. Thus, the Haryana Public Service Commission has rightly rejected the petitioner's claim for change of category, so, no interference is called for in respect of Annexure P/1. Rejection of this writ petition will not come in the way of Haryana Public Service Commission to consider the petitioner's online first application form pursuant to advertisement dated 16.02.2016. If petitioner is otherwise eligible, his name should be considered in accordance with law.

With the above observations, instant writ petition stands dismissed.

May 02, 2017
vkd

[P.B. Bajanthri]
Judge

Whether speaking / reasoned : Yes

Whether reportable : No