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***IN THE HIGH COURT OF DELHI AT NEW DELHI**

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W.P.(C) 3131/2017

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Date of decision : 5th May, 2017

PURAN CHAND ARYA

..... Petitioner

Through: Mr. Abhishek Choudhary with
Mr. Mohit Ramani, Advs.

versus

UNION OF INDIA AND ORS

..... Respondent

Through: Mr. Sanjoy Ghose, ASC with
Mr. Rhishabh Jetley and Ms.
Pratishtha Vij, Advs. for
GNCTD
Mr. Vinod Diwakar, CGSC for
R-1 to 5, 7, 9 & 10
Mr. Naresh Kaushik and Ms.
Kirtika Sharma, Advs. for R-7
& 8

CORAM:

HON'BLE THE ACTING CHIEF JUSTICE

HON'BLE MS. JUSTICE ANU MALHOTRA

JUDGMENT (ORAL)

GITA MITTAL, ACTING CHIEF JUSTICE

1. This writ petition purporting to be in public interest has been filed against several ministries of the Union of India; the Chief Secretary, Cabinet Secretary, Chairman-UPSC, Chairman-SSC and Principal Secretary to Prime Minister.
2. The following prayers have been made in the writ petition :

“1. Issue writ in nature of mandamus or direction or order to respondents to formulate a District Level Recruitment Program through district level District Employment Exchange.

2. Issue writ in nature of mandamus or direction or order to respondents to charge only a minimal examination fee (for college entrance exams and government job exams) to the aspirants having parental income below a certain threshold or women/differently-abled aspirants so that an equal opportunity of public employment can be provided under the spirit of Article 16 of the Constitution of India read with ethos of Articles 14, 21, 38, 39, 41, 46 and 47 of the Constitution of India.

3. Issue writ in nature of mandamus or direction or order to respondents central government to make 2 centralised websites-one website for listing all college entrance examinations and another website for listing all government/PSU jobs. So, it should be compulsory for all universities/central and state government departments/central and state PSUs to list their admissions/recruitment notifications on these websites. That these centralised websites should allow an aspirant to create their Login ID and password; to upload their educational documents, certificates, photographs, signatures and other documents etc for all current/future applications. These login accounts may also be linked with the aspirants' AADHAR details. So, these

website accounts of aspirants should open a single-window path from where they can apply for any college admission examination/government recruitment examination by a single click. This will go a long way in preventing any malpractice, frauds, impersonation, forgery, dual identities etc.; as well as rejection of application forms for various trivial technical reasons like illegibility, spelling mistakes, over-writing etc. Both of these websites should have a career counselling facility also.

4. Issue writ in nature of mandamus or direction or order to respondents Central Government/All State Governments and UTs to pay the poor/financially weak unemployed aspirants should get some unemployment allowance so that they can pay the examination fees for the government job examination.

5. Issue writ in nature of mandamus or direction or order to respondents to correct the anomaly/irony in the Civil Services Examination by offering appropriate gazetted/non-gazetted jobs in government or PSUs etc. to those candidates who are rejected at the interview stage.

6. Issue writ in nature of mandamus or direction or order to respondents to conduct regular exams for various Government jobs, bring transparency in selection process, and declare the results at various stages within a fixed time-frame.

7. Issue writ in nature of Mandamus or direction or order to respondents to consider

following suggestions:

A. Respondents must make available all the admit cards and call letters on the aforesaid Centralised portals so that the aspirants can download them from there before the examination. In this way late receipt of the admit cards can be avoided.

B. All Universities/Autonomous colleges and institutions must make available the scanned copies of original mark sheets, degrees and other certificates of aspirants to the District Level Recruitment Centre for verification. Further, these educational bodies should themselves send the verified scanned copies of the original mark sheets, degrees and other certificates of aspirants to their aforesaid Centralised Login Account on demand so as to minimize any scope of forgery and other malpractices.

C. Respondents should encourage private organisations/firms to take advantage of the aforesaid District Level Recruitment Centre in taking up the data of the job aspirants, and thus, help in absorbing of talent available locally, thereby further improving the employment opportunities for the youth.

D. Pass any other or further orders(s) as this Hon'ble Court may deem fit and proper in the facts and circumstances of the case and in the interest of justice."

3. The writ petition has been filed without making a single representation to the respondents.
4. Even otherwise, the subject matter of the writ petition

and the prayers made as set out hereinabove are in the realm of policy making and it is the respondents who are best placed to examine the same and take a view.

5. It is pointed out that the different authorities and governments have been impleaded in the writ petition without apportioning specific responsibility for the prayers made. Even otherwise, the matter complained of and the prayers made are in the nature of policy decision making which are beyond the writ jurisdiction of this court.

6. In view thereof, this writ petition is disposed of with a direction to the respondents to treat the writ petition and the matters stated therein, as if it were a representation made to them, and if any actions are required to be taken to mitigate the grievances pointed out in the writ petition, the same may be taken.

This writ petition is disposed of in the above terms.

ACTING CHIEF JUSTICE

ANU MALHOTRA, J

MAY 05, 2017/kr