

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

CWP No. 13064 of 2016

Date of Decision:-23.08.2018

Rajiv Gautam

...Petitioner

Versus

Haryana Vidhan Sabha and others

...Respondents

CORAM:- HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr. Harish Mehla, Advocate
for the petitioner.

Mr. Hitesh Pandit, Addl. A.G. Haryana.

RITU BAHRI J.(Oral)

Prayer in this petition is for issuance of a writ in the nature of quo warranto, summoning the whole relevant record pertaining to the recruitment of 'Telephone Operator' pursuant to Advertisement dated 1.4.2015 (Annexure P-1) and further to quash the appointment of respondent No.3 made in furtherance thereof.

On 08.7.2016 when notice of motion in the case was issued, the petitioner at the outset had not raised any claim to the appointment to the post of Telephone Operator pursuant to advertisement dated 1.4.2015 (Annexure P-1). The petitioner restricts his prayer to the appointment of the selected candidate i.e. respondent No.3 on the ground that even he did not possess the experience as per the condition contained in the said

advertisement. The petitioner has placed on record the application form (Annexure P-8) (colly.).

After notice, reply has been filed by the respondent Nos. 1 and 2. As per paragraph 9 of the reply filed, they have placed on record the application form of the petitioner (Annexure R-1) where they did not mention anything with regard to his experience. As far as the case of respondent No.3 is concerned, in paragraph 9 of the reply it is stated that he had experience of PBX from Arora Communications at Chhchhrauli from 2.2.2013 to 4.3.2015 i.e. two years and one month. No replication to the reply filed by the State has been filed. In the separate reply, filed by respondent No.3, he has stated that he has the experience of Telephone Operator w.e.f. 2.2.2013 to 4.3.2015.

Since no replication has been filed, keeping in view the stand taken by respondent Nos.1 and 2, this petition is hereby dismissed.

August 23, 2018
Vijay Asija

(RITU BAHRI)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No