

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

CWP No.11237 of 2018
Date of decision: 04.05.2018

Manmohan and others

... Petitioners

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Nonish Kumar, Advocate for the petitioners.

ARUN PALLI, J. (Oral)

Notice of motion.

Mr. RK Doon, AAG, Haryana and Mr. Kanwal Goyal, Advocate, present in Court, accept notice on behalf of respondent No.1 and respondents No.2 & 3, respectively. Copies furnished.

For the nature of order I propose to pass in the matter, no formal written statements/counter affidavits on behalf of the respondents are indeed necessary, at this stage. Thus, with the consent of the parties, the petition is being disposed of finally.

In response to the advertisement dated 08.02.2016 (Annexure P13), the petitioners are competing for selection to the post of Hydrologist. As per the advertisement, the candidates were required to have qualified with 2nd class M.Sc. or M. Tech. in Geology from a recognized University/ Institution. The limited grievance that they have is; vide letter dated 09.04.2018 (Annexure P16), their candidatures have since been rejected, for ***“You don't possess at least 2nd class M.Sc. or M. Tech. from recognized university/ institution in relevant course/stream as per Advt./ Service***

Rules/ Clarification dated 26.09.2017 of the Department concerned.” It is urged that although all the petitioners have qualified M.Sc. in 1st division, but in M.Sc. **Applied Geology**. It is submitted that there is no qualitative or quantitative difference between M.Sc. Geology and M.Sc. Applied Geology, for both are considered to be equivalent to each other. So much so, the Equivalence Committee of the Kurukshetra University, vide its decision dated 21.01.2015 (Annexure P18), had resolved that M.Sc. (Geology) 2 Year Degree Course of Delhi University and M.Sc. Geology (Hons.) 2 Year Degree Course of Panjab University Chandigarh be considered equivalent to M.Sc. (Applied Geology) 2 Year Degree Course. It is urged that as the petitioners were required to furnish their objections, if any, to the rejection of their candidature, vide letter Annexure P16, they had since furnished their response vide representation Annexure P19, but no to no avail.

In response, learned counsel for the respondents submit that the claim/grievance of the petitioners, as also their objections (Annexure P19), shall be considered and duly dealt with by the respondents before a date is fixed for the written examination/interview, and in any case within three weeks from today. And, appropriate orders, in accordance with law, shall be passed and communicated to the petitioners as also to their counsel.

The petition is accordingly, disposed of, in the above terms.

In the event the claim of the petitioners is still rejected, the respondent-authorities shall pass a comprehensive order assigning reasons in support thereof.

04.05.2018
Rajan

(Arun Palli)
Judge

Whether speaking / reasoned:
Whether Reportable:

YES
NO