

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

Sr. No.123

CWP-14069-2018

Date of decision : 30.05.2018

Smt. Sushma Rani

..... Petitioner

VERSUS

State of Haryana and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Naveen Daryal, Advocate, for the petitioner.

SUDHIR MITTAL, J. (Oral)

The petitioner was a candidate for the post of Supervisor (Female). Vide advertisement No.7/2016 dated 30.12.2016, total 126 posts were advertised, out of which, 34 were in the General category. The petitioner qualified the written test as well as the interview and has been placed in the waiting list. She is a candidate from the General category. Her grievance is that candidates, who had applied in the category of BC-A/BC-B, have been appointed against the post meant for General category candidates. The contention of learned counsel for the petitioner is that this would amount to increasing the percentage of reservation granted to such a category.

The number of posts meant for BC-A category candidates, are 18 and for BC-B category are 10. Thus, total 28 posts have been reserved for BC category candidates. Only these posts will be filled up by candidates belonging to the said Backward Class category and merely because certain other candidates belonging to the same category, have been adjusted against the General category on account of them having secured higher marks, it cannot be said that the reservation in respect of the said category has increased. The contention is misplaced and is accordingly rejected.

In view of the above, the writ petition does not have any merit and is accordingly dismissed. It is made clear that in case candidates higher in merit in the General category do not join, the rights of the petitioner as a waiting list candidate will not be affected by this order.

(SUDHIR MITTAL)
JUDGE

30.05.2018

Ramandeep Singh

Whether speaking / reasoned

Yes / No

Whether Reportable

Yes/ No