

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

**CWP No.16842 of 2017
Date of decision :13.09.2018**

Satbir Kumar Chawla

...Petitioner

versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Arun Kumar, Advocate for the petitioner.

Mr. Siddharth Sanwaria, DAG, Haryana.

Mr. H.N. Mehtani, Advocate for respondent No. 3.

RITU BAHRI, J. (Oral)

The petitioner is seeking quashing of the order dated 19.07.2017 (Annexure P-8) whereby respondent No. 3- Haryana Public Service Commission has rejected the application of the petitioner for the post of Lecturer Class II in Agad Tantra and Vidhi Ayurveda.

As per the certificates placed on record by the petitioner, he has been awarded degree of bachelor of Ayurvedic Medicine and Surgery from Kurukshetra University (Annexure P-2) and he has been given provisional degree in M.D. Ayurved, subject Agadtantra in the month of November 2015 from Uttrakhand Ayurved University, Dehradun, Uttrakhand (Annexure P-3). This degree, which the Commission is not accepting, is equal to the qualification as per the advertisement (Annexure P-1). The essential qualification for the post of Lecturer of Agad Tantra and Vidhi Ayurved as per the advertisement (Annexure P-1) is as under:-

(i) Post Graduate qualification in the subject of Agad Tantra and Vidhi Ayurved as recognised under the Indian Medicine Central Council Act, 1970 (48 of 1970);

(ii) Degree in Ayurveda from any recognized University or Statutory

Board/ Faculty /Examining Body of Indian Medicine or its

equivalent as recognised under the Indian Medicine Central Council Act, 1970 (48 of 1970);
(iii) Knowledge of Hindi/Sanskrit upto Matric Standard.

After notice of motion, reply on behalf of respondent No. 1 and 4 has been filed and they have placed on record a letter dated 01.12.2017 (Annexure R-3) whereby Principal of Shri Krishna Govt. Ayurvedic College, Kurukshetra has clarified that the Central Council of Indian Medicin has changed the name of subject Agad Tantra and Vidhi Ayurveda to Agad Tantra in the year 2016. It is further clarified that Agad Tantra is a main subject and the degree of Agad Tanta is equivalent to Agad Tantra and Vidhi Ayurveda.

As per the clarification provided by the Principal of Shri Krishna Govt. Ayurvedic College, Kurukshetra, the petitioner is eligible for the post and the degree held by him in Agadtantra is equivalent to the Agad Tantra and Vidhi Ayurvda.

Keeping in view this clarification (Annexure R-3), this petition deserves to be allowed and the direction is given to the respondent No. 3- Haryana Public Service Commission to consider the petitioner eligible in the selection process for the post of Lecturer Class II in Agad Tantra and Vidhi Ayurveda.

(RITU BAHRI)
JUDGE

September 13, 2018
Divyanshi

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No