

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-16565-2018

Date of decision: 10.07.2018

Ravi Kumar

...Petitioner

V/s.

Haryana Power Generation Corporation Ltd. and others ...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI.

Present: Mr. D.S. Chahal, Advocate for the petitioner.

RITU BAHRI, J. (Oral).

By this petition, the petitioner is seeking issuance of a writ in the nature of mandamus to direct the respondents to change the post of the petitioner from Peon to LDC as the similarly situated oustees have been given appointment as LDC.

Learned counsel for the petitioner *inter alia* contends that after acquisition of land to set up Thermal Power Plant, employment on the basis of qualification and eligibility criteria would be provided to one member of each of the families of oustees. A policy was made in this regard (Annexure P-2). Thereafter the Sarpanch made a request to give one opportunity to the applicants to submit their revised qualifications after submission of their applications in the year 2007. A special scheme was also introduced vide Annexure P-3. The petitioner had completed 10+2 in the year 2008 vide Annexure P-5 and one year advance diploma in computer application in the year 2011 vide Annexure P-6 and hence he was eligible for the post of LDC. However, petitioner was appointed on the post of Peon. Thereafter he came to know in the year 2012 that persons who have passed 10+2 and having computer knowledge, were appointed as LDC.

The petitioner has made a representation on 09.02.2018 giving details therein that he fulfills all the essential qualification for the post of LDC. In para No. 16 of the writ petition, he has made a reference of CWP No. 6669 of 2016 filed by one Sunil Kumar s/o Satbir Singh (Annexure P-7). Similarly in para No. 17, he has made a reference of CWP No. 21602 of 2016 filed by one Sunil Kumar s/o Jai Singh (Annexure P-9) and in para No. 19, he has made a reference of CWP No. 15886 of 2017 filed by Harikesh, in which this Court directed the competent authority to consider their representations and the respondents changed their post from Peon to LDC.

Hence, this petition is disposed of with a direction to treat this writ petition as representation of the petitioner and consider his case for the appointment to the post of LDC and pass appropriate order within a period of 4 months from the date of receipt of a certified copy of the order.

10.07.2018

Divyanshi

**(RITU BAHRI)
JUDGE****Whether speaking/reasoned**

:

Yes/No**Whether reportable**

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Yes/No