

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

CWP No.22687 of 2018
DATE OF DECISION : 6th SEPTEMBER, 2018

Ajit Singh

.... Petitioner

Versus

State of Haryana & another

.... Respondents

**CORAM : HON'BLE MR. JUSTICE A. B. CHAUDHARI
HON'BLE MR. JUSTICE B. S. WALIA**

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Present : Mr. Mahender Singh Chahal, Advocate for the petitioner.

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A. B. CHAUDHARI, J.

1. By the present petition the petitioner has sought writ of certiorari for quashing Clause No.12(3) in the rules of HSC (Executive Branch) rules, 2008 dated 13.02.2008 (Annexure P-1) and the substituted provision regarding the age relaxation dated 11.06.2018 (Annexure P-8) with further prayer for writ of mandamus to raise upper age limits by another two years i.e. 45 to 47 years.

2. In support of the petition the learned counsel for the petitioner vehemently submitted that the Government of Haryana by letter dated 26.08.2014 and 05.12.2017 decided to raise the maximum age of entry into government service from 40 to 42 i.e. by two years. He submitted that in consonance thereto the upper age by way of relaxation ought to have been increased from 45 to 47 years because the Government increased the age from 40 to 42 years. Learned counsel for the petitioner vehemently argued that this was all the more necessary in view of the action of the Government in raising the age limit from 40 to 42 years for entry into the Government Services.

3. We have examined the submission made by learned counsel for the petitioner carefully. It is true that the Government increased the age for entry into Government service from 40 to 42. Now the demand by the petitioner is that upper age relaxation should be made 45 to 47 years.

4. In our opinion, the age relaxation is a matter of policy decision by the Government so also the raising of age limit to 42 years. There is no legal right in the petitioner to seek upper age limit relaxation up to 47 years merely because the Government added 2 years under the 40 years for the upper age limit.

5. In the absence of any legal right and in the wake of the fact that the decision is a policy decision, we are convinced that there is no merit in the present petition. We also must observe that looking to the unemployment, the government is right in not relaxing the upper age from 45 to 47 years. There is no merit in the petition. Hence, we make the following order:

ORDER

(i) The CWP No.22687 of 2018 is dismissed summarily.

(A. B. CHAUDHARI)
JUDGE

6th SEPTEMBER, 2018
'raj'

(B. S. WALIA)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>