

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

**Civil Writ Petition No. 27190 of 2018 (O&M)
Date of Decision: 31.10.2018**

Ajit Pal

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Abhinav Gupta, Advocate
for the petitioner.

Mrs. Sudeepti Sharma, Additional Advocate General, Punjab
for the respondents/State and **assisted by**
Ms. Jasleen Kaur Sandhu, Secretary, Punjab Public Service
Commission, Patiala.

JASWANT SINGH, J. (ORAL)

By filing the present petition, the petitioner (*Ajit Pal*) seeks Mandamus directing the respondents to consider his candidature under the Category of Physically Handicapped for the post of *Tehsildar* instead of Backward Class Category for the post of Block Development and Panchayat Officer (BDPO).

The petitioner belongs to the Backward Class Category, as also the Physically Handicapped Category, possessing a Disability Certificate (**Annexure P-3**), showing 40% (*forty per cent*) Locomotor Disability. He undertook Punjab State Civil Services Combined Competitive Examination, 2018, by applying for the post of “BDPO”. Although, he secured 213.50 marks in the written test held on 22.7.2018, however, did not fall within 13 (thirteen) times the number of posts advertised for BDPO and thus was not shortlisted.

No posts for the reserved Category of Physically Handicapped in any of the service was advertised, therefore, the petitioner applied under the Backward Class Category for the post of BDPO.

It transpires that after issue of the advertisement on 21.03.2018 (**P-4**), the Punjab Public Service Commission (PPSC), Patiala, had issued an Addendum dated 06.06.2018 (**Annexure P-5**), whereby five (05) more posts were added to the three (03) posts of *Tehsildars* already advertised on 21.03.2018, including one (01) post, now reserved for the Physically Handicapped Category. It is conceded that the addition was only for the Physically Handicapped Category.

Grievance of the petitioner is that the wordings of the Addendum dated 06.06.2018 (**P-5**) created a confusion in the minds of the candidates, including the petitioner, so as to assume that no fresh application was required to be submitted by the candidates, who had already applied and had also disclosed their status of being Physically Handicapped Category, while availing the benefit towards concession of fees.

It is submitted that the last shortlisted candidate in the Physically Handicapped Category has secured 177 marks, while the petitioner, who has secured 213.50 marks, would fall within the shortlisted candidates for the reserved post of *Tehsildar* in the Physically Handicapped Category.

At the time of hearing, counsel for the parties concede that the matter involved herein is squarely covered by the decision of this Court passed in a writ petition bearing *CWP No. 25092 of 2018*, titled as “*Ramandeep Kaur Versus State of Punjab and Others*”, decided on

31.10.2018, therefore, pray for disposing of the present petition in the light

of decision passed in the aforesaid writ petition.

In view of the above agreed stand, present petition is
“**Allowed**” in the same terms as *CWP No. 25092 of 2018*, decided on
31.10.2018.

October 31, 2018

'dk kamra'

**(JASWANT SINGH)
JUDGE**

<i>Whether Speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>