

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CWP No. 29247 of 2018 (O&M)

Date of decision : 17.12.2018

Davinder Singh and another
Versus
State of Punjab and another

.....Petitioners

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. Vaibhav Narang, Advocate
for the petitioners.

ARUN MONGA, J(ORAL)

The present Writ petition has been filed *inter alia* for issuance of writ in the nature of mandamus directing the respondents to decide representation dated 08.09.2018 (Annexure P-5).

2. The respondent No.1-Department of Animal Husbandry advertised 70 posts of Veterinary Inspector for which minimum required educational qualification was 10+2 with Veterinary Science. Vide advertisement Annexure P-3, it was stated that the candidates will be selected based on written test. Accordingly, the petitioners No.1 and 2 with Roll Nos.1094 and 1092 undertook written examination respectively and result thereof was declared through a public notice wherein the petitioners were shown to have passed the examination successfully. Thereafter, the petitioners were called in the office of Director Animal Husbandry, Government of Punjab and after brief interaction the petitioners were asked to give requisite documents with instructions that they should await the outcome of the further proceedings in due course of time. The petitioners contend till date they have not been intimated the outcome of the selection process that was carried out pursuant to advertisement Annexure P-3.

3. Learned counsel for the petitioners contends that respondent No.1 despite having carried out the selection process continues to employ temporary employees as Stop Gap Arrangement as a backdoor entry against the regular

employment. In the circumstances, learned counsel for the petitioners further contends that many of those temporary employees who got backdoor entry do not even possess the qualifications prescribed for the post of Veterinary Inspectors. He contends that it is a conceded case of Director, Animal Husbandry as per order dated 19.04.2018 Annexure P-8, that the said adhoc employees/backdoor entry cannot be regularized in view of the fact that neither they have physics and chemistry in 10+2 nor they possessed requisite diploma. Learned counsel for the petitioners contends that both the petitioners are 10+2 with Physics and Chemistry from recognized School Education Board. Further, they successfully qualified with diploma in Veterinary Pharmacy two years course from recognized institute and also have qualified written examination conducted pursuant to the Annexure P-3. He further contends that petitioners also submitted that representation dated 08.09.2018 Annexure P-5 which has not been adverted by the respondents till date.

4. Keeping in view the contentions of the learned counsel as noted above present petition can be disposed of without any further proceedings. The respondent No.2-Director Animal Husbandry, Punjab is directed to pass a speaking order keeping in view the contention of learned counsel for the petitioners as noted above as also the submissions contained in the representation Annexure P-5 within a period of two months.

Disposed of accordingly.

(ARUN MONGA)
JUDGE

17.12.2018
dkp

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