

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

**CWP No. 5190 of 2018
Date of decision: 06.3.2018**

Kulwinder Singh

... Petitioner

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Sandeep Goyat, Advocate
for the petitioner.

ARUN PALLI, J. (Oral)

Notice of motion.

Mr. Hitesh Pandit, Additional A.G. Haryana, present in court,
accepts notice on behalf of the respondents. Copies supplied.

In the nature of order I propose to pass, no formal written
statement(s)/counter-affidavit(s) on behalf of the respondents are indeed
necessary at this stage. Thus, with the consent of learned counsel for the
parties, the petition is being finally disposed of.

The petitioner competed for selection to the post of Clerk under
the physically handicapped, and dependent of Ex-servicemen (General)
category. He appended the requisite certificates to support his candidature in
the categories he was competing. Upon comparing the OMR sheet issued to
the petitioner, with the answer key uploaded by the Commission on its
website, he had obtained 106 marks. But as the last candidate, in the
physically handicapped category, had secured 138 marks, the petitioner was

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not even called for scrutiny of documents. However, his grievance is; that as he had also applied in the DESM (General) category, and the last candidate in the said category, who has been called for interview, had obtained 88 marks, the candidature of the petitioner could not be ignored. It is urged that interviews are scheduled to take place w.e.f. 7.3.2018 to 9.3.2018, and in the event, the petitioner is not permitted to participate, he shall suffer an incalculable loss.

In response, learned counsel for the respondents submits that the claim/grievance of the petitioner shall be considered and dealt with today itself. And appropriate orders, in accordance with law, shall be passed, and communicated to the petitioner as also to his counsel.

The petition is accordingly disposed of, in the above terms. In the event, claim of the petitioner is declined, the respondent authorities shall pass a comprehensive order assigning reasons in support thereof. However, if the petitioner is found to be eligible and, rather, ought to have been called for interview, the necessary communication in this regard shall be sent to the petitioner in time, to enable him to appear in the interview.

06.3.2018
Ak Sharma

(Arun Palli)
Judge

Whether speaking / reasoned:	YES
Whether Reportable:	NO