

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

CWP No.7191 of 2018
Date of decision: 22.03.2018

Om Pal

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. RK Malik, Senior Advocate with
Mr. Bhupender Malik, Advocate for the petitioner.

ARUN PALLI, J. (Oral)

Notice of motion.

Mr. RK Doon, AAG, Haryana, present in Court, accepts notice on behalf of the respondents. Copies furnished.

For the nature of order I propose to pass in the matter, no formal written statements/counter affidavits on behalf of the respondents are indeed necessary, at this stage. Thus, with the consent of the parties, the petition is being disposed of finally.

The petitioner prays for a direction to the respondents to consider his claim for confirmation as Kanungo from the date a person junior to him has been confirmed i.e. 26.09.2012. The petitioner purports to have even represented to the respondents vide representation dated 23.01.2018 (Annexure P4), but to no avail. It is urged that the examination for recruitment to the post of Naib Tehsildar is slated to take place w.e.f.

09.04.2018 to 13.04.2018. Further, the letter dated 09.03.2018 (Annexure P7), addressed to all the Deputy Commissioners in the State, reveals that names of all eligible Kanungos, with attached proforma, are required to be submitted by 26.03.2018. The limited grievance that the petitioner has is; that in the event the petitioner is not confirmed w.e.f. 26.09.2012, he shall not be permitted to appear in the examination, for only the confirmed Kanungos are eligible to compete.

In response, learned State counsel submits that the claim/grievance of the petitioner, as also his representation dated 23.01.2018 (Annexure P4), shall be considered and dealt with by the respondents within a week from today. And appropriate orders, in accordance with law, shall be passed.

The petition is accordingly disposed of in the above terms.

In the event the claim of the petitioner is accepted, and in absence of any impediment as to the eligibility of the petitioner, his documents shall be processed in time to ensure that he appears in the ensuing examination. On the contrary, if the claim of the petitioner is declined the respondent-authorities shall pass a comprehensive order assigning reasons in support thereof.

22.03.2018
Rajan

(Arun Palli)
Judge

Whether speaking / reasoned:
Whether Reportable:

YES
NO