

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Letters Patent Appeal No. 9 of 2018 (O&M) in
CWP No. 24999 of 2013
Date of decision: 8.1.2018

Raj Kumar

.. Appellant

v.

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE B. S. WALIA

Present: Mr. Amit Khatkar, Advocate for the appellant.

...

Rajesh Bindal J.

The order passed by the learned Single Judge dismissing the writ petition filed by the appellant has been impugned in the present intra-court appeal.

In the case in hand, the services of the appellant were terminated after issuing him show cause notice. He was appointed as Clerk in BC-A category. In the application submitted by the appellant, he claimed that he had secured 386 marks out of total 500 marks in the Matriculation examination. On the basis thereof, his percentage of marks was calculated and considering him to be in merit, he was offered appointment. The appointment was given subject to verification of certificates. When these were verified, it was found that in the Matriculation examination, the total marks were 600 and not 500. On being re-calculated, the merit of the

appellant came down to 55.31 marks out of 90 marks, as per the criteria laid down for selection of candidates. In the category of the appellant, the last selected candidate secured 60.38 marks. Even the candidate, who was last in the waiting list, had secured 58.01 marks.

Considering the fact that there was error in the calculation of marks secured by the appellant in the Matriculation examination and finding the correct marks on verification of the certificates produced by the appellant, once he was not coming within the zone of appointment in view of the marks secured by the last selected candidate, there is no error in the order passed by the learned Single Judge in dismissing the writ petition and upholding termination of the appellant.

Accordingly, the appeal is dismissed.

(Rajesh Bindal)
Judge

(B. S. Walia)
Judge

8.1.2018
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No