

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

CWP-2983-2019 (O&M)

Date of Decision:13.02.2019

HC Sachin Beniwal and others

... Petitioners

Vs.

State of Haryana and others

... Respondents

CORAM : HON'BLE MS. JUSTICE RITU BAHRI

Present : Mr. Vishal Nehra, Advocate
for the petitioners.

Ms. Palika Monga, D.A.G. Haryana.

RITU BAHRI, J. (Oral)

The petitioners have sought for a writ in the nature of mandamus for directing the respondents to depute the petitioners to intermediate school course in place of respondents No.9 to 23 as respondents No.9 to 23 are junior to them.

As per short reply filed by Inspector General of Police, Rohtak Range, Rohtak on behalf of respondent No.3, it is submitted that seniority in the rank of Head Constables is maintained at Range level as per order of merit in the Lower School Course in list C-I. It is further submitted that 07 out of 9 petitioners are from General Category and one petitioner namely HC Mandeep No.1107/JJR now 1127/JJR is from BC category. It is further submitted that both General Category and Backward category Constables have same seniority list after promotion as such. It is further submitted that as per office record the last candidate nominated for the Intermediate School Course-2019 is senior in Rohtak Range as per order of merit of Lower School Course Batch No.55 with order of merit 50/1218, to each of the petitioners from General Category as well as backward category. It is

further submitted that respondent No.16 namely HC Ganga Ram No.1089/BWN, with order of merit as 50/1218 and respondent No.22 namely HC Dinesh Kumar No.1129/BWN, with order of merit as 56/1218 of batch No.55 have not been deputed for Intermediate School Course-2019. It is further submitted that HC Mukesh No.1033/JJR is from SC category and his order of merit is 102/1218 from batch No.55 and reservation is also granted to reserved category (SC) employees in promotion courses. Last candidate of reserved category (SC) deputed for Intermediate School Course, 2019 is Shir Kumar from batch No.55 and his order of merit is 43/1218. Hence, no junior Head Constable to the petitioners has been deputed for Intermediate School Course 2019 from Rohtak Range.

Keeping in view the detailed order passed in CWP-1635-2019 (O&M) while relying upon the judgment passed by Full Bench of this Court in *Ram Chander and others* v. *State of Haryana and others*; 2015 (1) S.C.T. 520 and the said guidelines have further been clarified by the Full Bench of this Court vide order dated 4.7.2014 as also the short reply filed, this petition is dismissed.

13.02.2019

rajeev

**(RITU BAHRI)
JUDGE****Whether speaking/reasoned****Yes/No****Whether reportable****Yes/No**