

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

Date of decision: 05.09.2019

1. CWP No.21519 of 2016 (O&M)

Daya Chand and others

...Petitioners

Versus

State of Haryana and others

...Respondents

2.CWP No.27190 of 2016 (O&M)

Mohini

...Petitioner

Versus

State of Haryana and others

...Respondents

3.CWP No.20528 of 2017

Hari Krishan

...Petitioner

Versus

State of Haryana and others

...Respondents

4.CWP No.21443 of 2017

Sunita

...Petitioner

Versus

State of Haryana and others

...Respondents

5.CWP No.21864 of 2018

Balak Ram

...Petitioner

Versus

State of Haryana and others

...Respondents

Coram: Hon'ble Mr. Justice B.S. Walia

Present: Mr. Vivek Khatri, Advocate for the petitioners.

Mr. Harish Rathee, Sr. DAG and Mr. Pankaj Mulwani, DAG,
Haryana.

B.S. Walia, J. (Oral)

CM Nos.12676-CWP of 2019 in CWP No.21519 of 2016 and

CM Nos.12657-CWP of 2019 in CWP No.27190 of 2016

CMs are allowed subject to all just exceptions. Documents are taken on record.

Main cases

1. Dispute in the instant writ petitions pertains to the requirement of the petitioners to clear the typing test as is part of the State Eligibility Test in Computer Appreciation and Application as per the proviso to Rule 9(6) (v) of the Haryana Horticulture Department Subordinate Offices, Ministerial Staff (Group 'C') Service Rules 1998.
2. Learned Sr. DAG, Haryana has produced copy of circular dated 01.05.2019 as per which all employees who have been promoted to the post of clerk after 07.11.2013 are required to clear the SETC in 10 chances within two years irrespective of the chances availed earlier. The circular is taken on record and copy thereof handed over to learned counsel for the petitioners.
3. Learned Sr. DAG, Haryana states that in view of the aforementioned circular, the petitioners would get 10 chances to clear the typing component of the SETC Test within two years on account of their having been promoted after 07.11.2013.
4. Learned counsel for the petitioners states that in view of the statement of learned Sr. DAG, Haryana, he does not press the writ petition except with a prayer that in case any petitioner has already cleared the typing component of the SETC Test the competent authority should pass appropriate orders on requisite proof being furnished by the petitioners.
5. In the light of the position as noted above, those petitioners who have not cleared the typing component of the SETC test would do so within the number of chances and period of time as admissible as per circular dated 01.05.2019. However, in case any petitioner furnishes proof of already having cleared the typing component of SETC test then in that eventuality the competent authority

6. Writ petitions are disposed of as above.
7. A photocopy of this order be placed on the files of all connected cases.

September 05, 2019
ps

(B.S. WALIA)
JUDGE

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