

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

CWP No. 4947 of 2016.

Date of Decision: 18.03.2019.

Jyoti Bala

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. Ajay Pal Singh Rehan, Advocate,
for the petitioner.

Ms. Kanica Sachdeva, AAG Punjab.

Mr. Dhruv Gupta, Advocate,
for respondent No.3.

JITENDRA CHAUHAN.J.(ORAL)

The petitioner seeks quashing of Merit List of the Anganwari Workers (Annexure P-2) and the office order dated 15.10.2015 (Annexure P-3) issued by respondent No.2 whereby respondent No.3 has been appointed as Anganwari Worker in village Khojki Chack, Block Bamial, Tehsil and District Pathankot.

The main grouse of the petitioner is that she was wrongly not given the benefit of B.Ed. Qualification towards experience whereas, respondent No.3 had been wrongly given the benefit of M.A. qualification despite the fact that she had not completed her second semester.

Learned State counsel refers to instructions dated 20.07.2009 (Annexure P-1) where the criteria for awarding marks has

been reflected. As per the instructions dated 20.07.2009 (Annexure P-1), there will be award of marks towards experience. However, the petitioner has been duly given marks for her qualification of B.Ed. However, the selection was to be made in pursuance to instructions dated 15.10.2015 (Annexure P-3). The learned State counsel has clarified that the extra marks awarded to respondent No.3 have been deducted and even after deduction, respondent No.3 remained higher and above in merit to the petitioner. The petitioner has secured 19 marks as against respondent No.3 whose score is 20 after deducting one mark allowed to her towards experience of one year of M.A. Part-I.

In this view of the matter, the Court feels that respondent No.3 being higher in merit, no fault could be found in the selection made.

Dismissed.

18.03.2019.
SN

(JITENDRA CHAUHAN)
JUDGE

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