

CWP-7858-2014

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-7858-2014

Date of Decision: May 20, 2019

Pawan Kumar

... Petitioner

vs.

Maharshi Dayanand University, Rohtak and Anr

.. Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr.Namit Kumar, Advocate, for the petitioner.

Mr. Anurag Goyal, Advocate, for respondent No.1.

None for respondent No.2.

ARUN MONGA, J.(ORAL)

The challenge herein is with regard to non-selection of the petitioner to the post of Clerk-cum-Junior Data Entry Operator advertised vide advertisement No 48 of 2013 (Annexure P-6). The qualification and selection criteria for the said post is prescribed therein as below:

“Qualifications and Selection Criteria for the post of Clerk-cum-Jr. Data Entry Operator (Direct Recruitment)

Minimum Eligibility/Qualifications

Graduate with atleast 50% marks from recognized University.

Selection Criteria for direct recruitment to the post of Clerk-cum-Jr. Data Entry Operator is given as under:-

- | | | |
|----|----------------------------------|-----------|
| a) | General Aptitude Test | =30 Marks |
| b) | Computer Typing (Practical) Test | =45 Marks |
| c) | Academic Qualifications | =10 Marks |

1. Minimum essential qualifications

- | | | |
|-----|-------------------------------------|-----------|
| i) | Graduation with less than 60% marks | =00 Marks |
| ii) | Graduation with 60% and above | =04Marks |

2.	Any two or three years degree course in Computer Science/I.T./Computer Engineering after graduation	=03 Marks
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3.	One year regular Diploma Course	=03Marks
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*(Accountancy, Data Entry/Computer,
Stenography, Secretarial Training etc.)
from recognized University/Board
(Govt./Semi Govt.)*

*(In case a Diploma has been cumulated for
a Degree Programme its weightage shall not
be counted for these 03 marks. ”*

2. Learned counsel for the petitioner submits that the petitioner is duly qualified, as he has successfully undergone one year regular diploma course in the relevant subject and as per the advertised criteria, is entitled to three marks for the same.

3. In the return filed to the writ petition, following stand has been taken:-

“That further it is pertinent to mention here that as per the selection criteria 03 marks were to be awarded for having one year diploma course (Accountancy, Data Entry/Computer, Stenography, Secretarial/Training etc.) from the recognized University/Board (Govt./Semi-Govt)”

4. A perusal of the above reflects that it is the conceded position that three marks were to be awarded for having one year regular diploma course in the relevant subject and, of-course, the petitioner has got the relevant diploma certificate (Annexure P-3).

5. In the premise, the writ petition is disposed of with a direction to the respondents to consider the case of the petitioner in accordance with the stand taken in their written statement *ibid* and pass appropriate orders within a period of 30 days from the date of receipt of certified copy of this order.

May 20, 2019
smriti

(ARUN MONGA)
JUDGE

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No