

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

117

CWP No.23170 of 2019
Date of decision: 30.08.2019

Sandeep Singh

... Petitioner

Versus

Union of India and others

.. Respondents

CORAM : HON'BLE MR.JUSTICE ARUN MONGA

Present : Mr.A.K.Walia, Advocate
for the petitioner.

Mr.Sudhir Nar, Standing Panel Counsel,
for respondents No.1 , 3 and 4.

Arun Monga J. (Oral)

Grievance of the petitioner herein is that despite his eligibility/ requisite qualification to be considered for the post of Associate Professor in Human Genetics & Molecular Sciences, he has not been invited for interview in accordance with the advertisement dated 22.05.2019, Annexure P-8.

2 Learned counsel for the petitioner submits that as per his information even though no written communication has been conveyed to the petitioner but his candidature is not being considered on the basis of anonymous email dated 17.08.2019, Annexure P-12 ostensibly on the ground that his experience as post-Doctoral Fellow in USA from 22.03.2010 to 27.09.2011 overlaps the period spent in pursuing his Ph.D degree. Learned counsel for the petitioner submits that the petitioner vide email dated 21.8.2019, Annexure P-15 submitted a certificate dated 21.8.2019, Annexure P-3/A issued by by Prof. Samit Chhattopadhyay,

Director, Indian Institute of Chemical Biology wherein it has been certified that after submitting his thesis, the petitioner joined as Post Doctor fellow on 22.03.2010 in USA with due permission from NCCS, Pune, therefore, there was no question of any overlap as stated in email dated 17.8.2019 contained at Annexure P-13.

3 Notice of motion.

4 On advance service of copy of the petition, Mr.Sudhir Nar, Senior Panel Counsel, accepts notice on behalf of for respondents No.1, 3 and 4-UOI and submits that the issue in question is under consideration and further states that no interview has so far been conducted pursuant to the advertisement.

5 In the premise, given the nature of order being passed, there is no necessity to seek return by any of the respondents as no further proceedings and/or pleadings are required.

6 Without commenting on the merit of case, writ petition is disposed of with a direction to respondent No.3 that as and when interview is conducted pursuant to advertisement (supra), the petitioner shall also be invited for the interview and his interview will be taken on provisional basis and result shall not be declared until the decision is taken on the documents furnished by him pursuant to his email dated 17.8.2019 as has been already stated herein above. It is made clear that the respondents shall be at liberty to take whatsoever decision passed on the merits of the case without being influenced of the submissions made by learned counsel for the petitioner as noted above.

7 In the event the competent authority comes to the conclusion

that the petitioner is eligible as per the advertisement, he shall be accorded the merit. Needless to say that the petitioner shall be accorded the merit depending upon his performance viz marks obtained in the written examination and the interview.

Disposed of in aforesaid terms.

[ARUN MONGA]
JUDGE

30.08.2019

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