

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

**CWP NO. 25930 OF 2019
DATE OF DECISION : 16.09.2019**

Surinder Kumar Sharma

...Petitioner

versus

State of Punjab and others

...Respondents

CORAM : HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr. P. K. Saini, Advocate,
for the petitioner.

ARUN MONGA, J.(ORAL)

By way of instant petition, the petitioner has sought issuance of a writ in the nature of certiorari for quashing merit lists (as mentioned in Public notice for scrutiny of documents Annexure P-17 dated 08.08.2019) for recruitment of Video Conferencing Operators. He is also aggrieved with the action of respondent No.2, whereby disputed question No.89 was referred to paper setter i.e respondent No.2, as same is violation of settle principle of law that agency conducting the examination cannot refer the objections to the paper setter himself.

2. The petitioner also submitted a representation dated 18.10.2018 (Annexure P-14) and also caused legal notice dated 24.01.2019 (Annexure P-15) through his counsel, but the same has not been adverted to by the respondents. Hence the petition.

3. Notice of motion to respondents.

4. On advance service of copy of petition, Ms. Ambika Bedi, Assistant Advocate General, Punjab has put in appearance on behalf of respondent-State.

5. 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 merits of the case, the writ petition is disposed of with a direction to respondents to objectively consider the representation dated 18.10.2018 (Annexure P-14) and legal notice dated 24.01.2019 (Annexure P-15) and also by keeping in view the contentions stated in the present writ petition by treating it as a supplementary representation and pass a speaking order, in accordance with law. It would be appreciated if the judgment dated 27.09.2017 passed in CWP No.4721 of 2017 (Annexure P-11), which as per the contentions of learned counsel for the petitioner is squarely applicable to the case of petitioner, is also gone into before passing a speaking order.

7. Let the needful be done within a period of 45 days from the date of receipt of a certified copy of this order.

8. Disposed of in above terms.

(ARUN MONGA)
JUDGE

SEPTEMBER 16, 2019
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Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No