

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

**CWP NO. 35780 OF 2019  
DATE OF DECISION : 10.12.2019**

**Malwinder Singh**

**...Petitioner**

**versus**

**State of Punjab and another**

**...Respondents**

**CORAM : HON'BLE MR. JUSTICE ARUN MONGA**

Present:- Mr. Manu K. Bhandari, Advocate,  
for the petitioner.

Mr. P. S. Bajwa, Addl. AG, Punjab.

**ARUN MONGA, J.(ORAL)**

1. Learned counsel for the petitioner contends that pursuant to advertisement dated 31.05.2016 (Annexure P-4), the petitioner applied to the post of Constable in Punjab Police and appeared for the Physical Efficiency Test and Physical Standard Test, wherein his height was recorded as 5' 9.8" instead of actual height of 5'10". He further contends that in the year 2015, petitioner appeared for the physical measurement for the post of Constable in Central Reserve Police Force (CAPFs) and his height was recorded as 176.6 (5' 10"), as is evident from Annexure P-3.

2. Grievance of the petitioner is that owing to wrong measurement of his height, he has been awarded 12 marks as against 13 deserved by him.

3. Learned counsel for the petitioner submits that owing to the wrong measurement of height, petitioner has been denied a fair opportunity of being selected as Constable.

4. Notice of motion.

5. On advance service of copy of the petition, Mr. P. S. Bajwa, Additional Advocate General, Punjab, appears on behalf of the respondents.

6. Given the nature of order being passed, no further proceedings or pleadings are required.

7. Learned counsel for the petitioner contends that the petitioner is willing to undergo fresh measurement under videography at his own costs, as assessed by the respondents. In view of the conflicting measurement of height of the petitioner, the respondents are required to get the petitioner's height re-measured by constituting an appropriate Committee.

8. In these circumstances, without commenting on the merit of the case, the writ petition is disposed of with a direction to the respondents to get the petitioner's height re-measured by constituting an appropriate Committee.

9. The respondents shall make adequate arrangements of videography. In case, petitioner's height is found to be of 5'-10" as contended by him, he shall be accorded benefit of the same subject to the vacancy being available as on today.

11. Let the needful be done within a period of 60 days from the date of receipt of a certified copy of this order.

12. Disposed of in above terms.

(ARUN MONGA)  
JUDGE

DECEMBER 10, 2019  
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|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether Reportable        | Yes/No |