

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

129

Civil Writ Petition No.1990 of 2020

Date of Decision: January 24th, 2020

Jaspal Singh and others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Gaurav Gupta, Advocate
for the petitioners.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioners have approached this Court praying for issuance of a writ of mandamus directing respondent No.2-Director-cum-Special Secretary, Department of Social Security and Women & Child Development, Punjab, to permit the petitioners to join on the respective posts as per the deployment letter issued by Aman Security & Detectives-respondent No.3.

2. It is the contention of learned counsel for the petitioners that in pursuance to the advertisement which was issued in the newspapers (Annexure P-1), Aman Security & Detectives (Regd.)-respondent No.3 was required to be contacted by the applicants where vacancies in Punjab Government departments such as Project Associates, Office Messenger/Peon, District Coordinator and Block Coordinator, were to be filled up. Aman Security & Detectives (Regd.) proceeded with the selection process and petitioners were selected. It is asserted that Aman Security & Detectives (Regd.)-respondent No.3 displayed the vacancies, which were required to be filled in the Government of Punjab. Copy whereof has been appended as Annexure P-2. He contends that after the selection of the

petitioners, they were deployed by Aman Security & Detectives (Regd.)-respondent No.3 vide letters of various dates, some of them are appended as Annexure P-3 (colly.). Despite that deployments, petitioners were not permitted to join in the concerned departments. Petitioners have approached the respondents also with the grievance but that also has not yielded any result except for reply dated 24.10.2019 (Annexure P-5), which has been received, according to which the Child Development and Project Officer, Majri, SAS Nagar, has not issued any orders or has any information of any type of deployment in the department. This reply has come to Jaspal Singh-petitioner No.1. This makes it amply clear that whatever has been done appears to have been done at the level of Aman Security & Detectives (Regd.) at its own.

3. Petitioners assert that they have been denied their benefit of selection as despite there being a deployment order by respondent No.3-Aman Security & Detectives (Regd.), they are not being allowed to join. Counsel for the petitioners, therefore, contends that direction be issued to respondent No.2 to permit the petitioners to join the place of posting.

4. I have considered the submissions made by learned counsel for the petitioners and on going through the pleadings and the documents attached therein with his assistance, do not find any ground to interfere in the matter as it is apparent that firstly there was no requisition sent by the Government of Punjab or respondent No.2 for deployment of any staff at any place. Secondly, no document has been placed on record which would indicate that the petitioners were given any assurance by

respondents No.1 and 2 in this regard. Everything is apparent from the letter which has been responded to with reference to the representation submitted by petitioner No.1, wherein the Child Development Project Officer, Majri, SAS Nagar, has vide letter dated 24.10.2019 (Annexure P-5) clearly mentioned that the department had not issued any orders nor have there been any information of any type given by the head office with regard to such deployment of the staff. The grievance, if any, of the petitioners could be against respondent No.3, for which the present writ petition would not be maintainable and in any case mere selection and that too by an agency which cannot be connected with any Government requisition, does not confer any right, which is settled preposition of law. The prayer, therefore, as made in the present writ petition is not acceptable.

5. The writ petition being devoid of merit stands dismissed.

January 24th, 2020
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No