

(222) IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.6335 of 2019
Date of decision:17.01.2020

Mahabir Singh Petitioner

Versus

Gurugram University and another Respondents

Before: Hon'ble Mr. Justice B.S. Walia.

Present: Mr. Ashutosh Kaushik, Advocate for the petitioner.
Mr. R. Kartikeya, Advocate for the respondents.

B.S. Walia, J. (Oral)

[1] Prayer in the writ petition is for the issuance of a writ of Mandamus for directing respondents to consider the petitioner for appointment to the post of Assistant Registrar/Deputy Registrar in response to advertisement No.8 of 2018 (i.e. Annexure P/1).

[2] Learned counsel for the petitioner states that he does not press the claim for the post of Deputy Registrar as the petitioner is not eligible and he confines the relief prayed for the post of Assistant Registrar.

[3] Learned counsel for the respondents has produced a copy of the result of the candidates interviewed for the post of Assistant Registrar in the SC Category. Marks obtained by all the candidates including the petitioner are reproduced as under:-

(ASSISTANT REGISTRAR) – SC CATEGORY

Sr N o	Names of the Candida tes	Father's Name	Cate gory	Marks obtained in Screening Test	Academic Qualifica tion Marks	Work Experien ce Marks	Marks Assessed By Screening Committee	Domain Knowledg e & Interview	Total Marks
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				Max. Marks=50	Max. Marks=25	Max. Marks=5	Max. Marks=80	Max. Marks=20	Max. Marks=100
1	Rajbir	Sh. Rattan Lal	SC	25	20	2	47	0.2.00	49.00
2	Sushil	Sh. Attar Singh Ahlawat	SC	25	10	5	40	0.2.50	42.50
*3	Mahabir Singh	Sh. Mangat Ram	SC	38	5	1	44	0.3.00	47.00

* Called for interview as per directions of the Hon’ble Punjab and Haryana High Court.

[4] A perusal thereof reveals that the petitioner has secured 47 marks out of 100 as against one Rajbir who secured 49 marks.

[5] Learned counsel for the respondents further submits that both the petitioner as well as Rajbir were considered ineligible on account of not having secured minimum of 50% marks in domain knowledge as per the criteria for selection as well as in the aggregate.

[6] Learned counsel for the petitioner by referring to the Selection Criteria at page No.26 of the paper-book states that the requirement for obtaining 50% marks was only in respect of the screening test without which a candidate would not be deemed to have qualified the test and that there was no requirement as such in the Selection Criteria for obtaining 50% marks under the domain knowledge or for that matter in aggregate.

[7] Learned counsel for the respondents has not been able to show the requirement for obtaining 50% marks individually for domain knowledge or in aggregate in addition to obtaining 50% marks in the Screening Test in order to be eligible for selection.

[8] Faced with the aforementioned situation, learned counsel for the respondents states that the respondents would make appointment to the post of Assistant Registrar as per order of merit determined by the Selection Committee, meaning thereby that the offer of appointment would first be offered to Rajbir and in case he does not join then the same would be offered

[9] The same satisfies learned counsel for the petitioner.

[10] In the light of the position as noted above, the writ petition is disposed of by directing the respondents to offer appointment to the post of Assistant Registrar under the SC Category against advertisement No.8 of 2018 as per merit determined by the Selection Committee within four weeks from the date of receipt of certified copy of the order.

(B.S. Walia)
Judge

17.01.2020
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1. Whether speaking/reasoned : Yes/No.
2. Whether reportable : Yes/No.