

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

204

Civil Writ Petition No.10300 of 2014
Date of Decision: January 23rd, 2020

Ram Singh

...Petitioner

Versus

The State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. R.K. Arora, Advocate
for the petitioner.

Mr. Charanpreet Singh, Assistant Advocate General, Punjab.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court challenging the order dated 20.03.2014 (Annexure P-14), whereby the claim of the petitioner for his reinstatement pursuant to his termination order dated 22.10.2009 (Annexure P-8), has been declined.

2. Petitioner, apart from this, has challenged the termination order.

3. Perusal of the record indicates that a Division Bench of this Court in *LPA No.239 of 2011* titled as *State of Punjab and others Versus Davinder Kaur*, decided on 04.05.2011 (Annexure P-10), directed the constitution of a committee for verifying the correctness or otherwise of the experience certificates submitted by the candidates, who had sought appointment to the post of Teaching Fellow (ETT/JBT) as it was asserted by the respondent-department that certificates submitted by some of the candidates were found to be fake/not genuine.

4. Petitioner applied under General Category and he secured 62.123 marks and the last selected candidate secured 52.00. He was awarded 3 marks for his 3 years' experience dated 17.06.2006

(Annexure P-2) for the period from 01.04.2003 to 31.03.2006 but the same was disputed by the respondents. However, in similar circumstances where experience was disputed, one Satish Kumar was granted the benefits as claimed by the petitioner.

5. Counsel for the State, on instructions from Mr. Ashwani Kumar, Senior Assistant, office of D.E.O. (E.E.), Tarn Taran, could not dispute the fact that the last selected candidate secured 52.00 marks, whereas the marks of the petitioner are 61.123.

6. In view of the above, the present writ petition is allowed.

7. Impugned order dated 20.03.2014 (Annexure P-14) and the order dated 22.10.2009 (Annexure P-8) passed by the respondents are hereby quashed.

8. Petitioner is ordered to be reinstated in service forthwith with all consequential benefits.

9. The consequential benefits be released within a period of three months from today.

January 23rd, 2020
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No