

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

CWP-14790-2020(O&M)

Date of decision: 18.9.2020

Chaman Deep

.....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr.Vikram Singh Narwal, Advocate for the petitioner

Mr. Hitesh Pandit, Addl. AG, Haryana

ANIL KSHETARPAL, J. (ORAL)

The petitioner has filed the present writ petition under Article 226/227 of the Constitution of India, with following substantive reliefs:-

“(i) for issuance of suitable writ, order or direction in the nature of Mandamus directing the respondents to consider the case of the petitioner for the post of Clerk under VH (Visual Handicap) category vide advertisement no. 5/2019 date of publication 20.6.2019 category no.1 as the petitioner secured 76 marks higher than the cut off i.e 60 of last selected candidate in the final has not considered (ii)further prayed that the process of the advertisement dated 20.6.2019 (Annexure P-1) as well final result (Annexure P-9) dated 3.9.2019 may kindly be stayed during the pendency of the present writ petition.”

The petitioner claims that he applied for the post of Clerk under the Visual Handicap category and has secured 76 marks which are higher than

the cut off marks obtained by the last selected candidate i.e 60. He claims that his name has been wrongly omitted from the final result declared for the post of Clerk.

Sh. Hitesh Pandit, Addl. AG, Haryana submits that to consider the claim of the petitioner, record of the selection is required to be examined. He further submits that the claim of the petitioner will be considered within one month, if the Court gives an opportunity.

In view of the fair stand taken by the learned State counsel, the present writ petition is disposed of with a direction to the Secretary, Haryana Staff Selection Commission, Panchkula to consider the present writ petition as a representation and decide the same within a period of one month by passing a speaking order. The petitioner shall be given an opportunity of hearing through video conferencing before passing the speaking order. It may be noted here that this Court has not expressed any opinion on the merits of the case and the claim of the petitioner shall be decided in accordance with law. Sh. Hitesh Pandit, Addl. AG, Haryana, has undertaken to inform the Secretary, Haryana Staff Selection Commission, Panchkula, in this regard.

Disposed of.

18.9.2020
rekha

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned Yes / No
Whether Reportable Yes / No