

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

109

CWP-16608-2020

Date of decision: 09.10.2020

Ashok Kumar

....Petitioner

versus

State of Haryana and others

....Respondents

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Shivam Malik, Advocate for the petitioner.

Ms. Palika Monga, DAG, Haryana.

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GIRISH AGNIHOTRI, J. (Oral)

The matter has been taken up through video-conferencing on account of lockdown due to outbreak of pandemic COVID-19.

Petitioner-Ashok Kumar, stated to be aged 29 years, has filed the present petition *inter alia* with a prayer for issuance of writ in the nature of certiorari quashing the action of respondent No.2 only, to the extent of allocating the post of Cook to the petitioner instead of the post of Peon, despite the fact, the candidates having lower merit and selected in the waiting list, have been allocated the post of Peon and further prayer is for issuance of a writ in the nature of mandamus directing the respondents to appoint the petitioner on the post of Peon with all consequential benefits w.e.f. 10.06.2020, when he was appointed as Cook.

At the outset, learned counsel for the petitioner submits that for the same/similar grievance as made in the petition, the petitioner has submitted a

Demand Notice dated 04.08.2020 (Annexure P-17) before The Chief Secretary, Government of Haryana, Haryana Civil Secretariat, Chandigarh and The Secretary, Haryana Staff Selection Commission, Panchkula.

Notice of motion.

On asking of the Court, Ms. Palika Monga, DAG, Haryana, accepts notice on behalf of respondents No.1 to 3.

In view of the above, without commenting upon merits of the case, the present petition is **disposed of** with a direction that in case, the petitioner approaches the concerned authorities, with above said Demand Notice dated 04.08.2020 (Annexure P-17) or any other representation being filed before the Competent Authority concerned, the same shall be got examined by The Secretary, Haryana Staff Selection Commission, Bays No.67-70, Sector 2, Panchkula (respondent No.3), as expeditiously as possible, preferably within three months from the date of receipt of copy of this order, in accordance with law and necessary steps as may be warranted under the facts and circumstances of the case, be taken thereupon forthwith.

A copy of this order be sent by the Registry to The Secretary, Haryana Staff Selection Commission, Bays No.67-70, Sector 2, Panchkula (respondent No.3), through e-mail or any other mode, so as to enable the said authority to do the needful expeditiously.

Ordered accordingly.

**(GIRISH AGNIHOTRI)**  
**JUDGE**

09.10.2020  
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| Whether speaking/ reasoned: | Yes/No |
| Whether Reportable:         | Yes/No |