

CWP No. 17349 of 2020

Date of Decision: 16.10.2020

Chanchal

.....Petitioner

Vs.

State of Haryana and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH**Present:** Mr. Rajat Mor, Advocate,
for the petitioner.

Mr. R.K.S. Brar, Addl. A.G., Haryana.

AMOL RATTAN SINGH, J. (ORAL)

All cases listed today have been taken up for hearing by way of video conferencing because of the situation existing due to the COVID-19 pandemic.

By this petition, the petitioner seeks the issuance of a writ in the nature of '*mandamus*', directing the respondents to grant 5 marks to the him under the Socio-Economic criteria for "No Job in Family" and to recommend his name and offer an appointment to him as Male Constable because he is more meritorious candidate (as contended) than the last selected candidate for the aforesaid post in the Haryana Police under BC (B) Category vide Advertisement 3/2008 Category No.1.

He further prays that one post may kindly be kept vacant and joining *qua* one post may be stayed.

In respect of his grievance (of non-selection either as a Constable for General Duty, or as a Constable in the Indian Reserve Battalion), the petitioner is stated to have made various representations between 07.04.2019 and 29.07.2020, copies of which have been annexed with the petition.

Consequently, without making any comment on the actual merits of the case, this petition is disposed of with a direction to the competent authority amongst the respondents to take a decision on the aforesaid representations, also taking into account the contentions raised in the present petition, and to pass a speaking order within a period of 3 months from the date of receipt of a certified copy of this order.

If the claim of the petitioner is found to be tenable, naturally he would be offered an appointment accordingly within one month thereafter; and if it is not found to be tenable, then a speaking order, giving detailed reasons therein as to why his claim is not sustainable, be passed within the aforesaid period of 3 months.

If a completely detailed speaking order has already been passed by the competent authority, then only a short order would now need to be passed, annexing therewith the detailed order already passed (if any).

Disposed of as above.

October 16, 2020

dharamvir/

**(AMOL RATTAN SINGH)
JUDGE**

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No