

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

**CWP-28254 of 2017 (O&M)
Date of Decision:03.02.2020**

Hargagandeep Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- None for the petitioner.

Ms. Ambika Bedi, AAG, Punjab.

TEJINDER SINGH DHINDSA J.(Oral)

Pleadings on record indicate that petitioner had applied for the post of Constable under the District Police Cadre as also Armed Police Cadre under the BC Category and had subjected himself to a process of selection.

As per selection criteria, apart from being awarded marks on different parameters, there was a graded marks structure even towards height.

The short grievance raised in the instant petition was that the petitioner is claiming his height to be precisely 6 feet whereas it has been measured wrongly to be below 6 feet and thereby having been denied one additional mark.

Entire case projected is that if the petitioner was to be awarded 15 marks towards height as opposed to 14 marks awarded by the Recruitment Board, he would fall within the zone of appointment against

BC category.

Writ petition had come up for preliminary hearing before this Court on 14.12.2017 and after taking note of the contentions raised on behalf of the petitioner, petitioner was directed to appear before the Medical Superintendent, General Hospital, Sector 16, Chandigarh on 20.12.2017. Further directions were for constitution of a Board of three Doctors to measure the height of the petitioner. Report from such Board had been sought.

In purported compliance of the order passed by this Court, the petitioner had appeared before the Medical Superintendent of Government Hospital, Sector 16, Chandigarh whereupon a committee of the following Doctors was constituted:-

<i>Dr. R. Sood</i>	<i>Dr. SS. Dabar</i>	<i>Dr. Sumeet Gupta</i>
<i>SMO I/c Ortho</i>	<i>SMO Surgery</i>	<i>EMO, Casualty</i>
<i>GMSH-16</i>	<i>GMSH-16</i>	<i>GMSH-16</i>
<i>Chandigarh</i>	<i>Chandigarh</i>	<i>Chandigarh</i>

Petitioner was examined on 20.12.2017 and his height has been measured to be 182.5 cm. There would be no occasion for this Court to disbelieve such report furnished by an independent Board of Doctors of Government Hospital, Sector 16, Chandigarh.

Such report in itself belies the claim of the petitioner. As per height recorded the petitioner has been rightfully assigned 14 marks towards the height parameter and has been awarded a total of 27 marks. The last candidate who has been duly selected and appointed against the BC Category had secured a higher position i.e. 28 marks.

Such state of affairs also perhaps explains the non-appearance of

the counsel for the petitioner.

No merit.

Petition dismissed.

(TEJINDER SINGH DHINDSA)
JUDGE

February 03, 2020

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No