

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(114)

CWP No. 9807 of 2021

Date of Decision : 18.05.2021

Sweety Nagar

...Petitioner

Versus

State of Haryana and another

...Respondents

(through video conferencing)

CORAM: *HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI*

Present: Mr. Rajesh Goyal, Advocate for the petitioner.

Harsimran Singh Sethi J. (Oral)

Learned counsel for the petitioner argues that petitioner actually belongs to the Reserved Category of Backward Class but while filling the form, she inadvertently, selected the General Category, which mistake, when came to the notice of the petitioner, was brought to the notice of the authorities alongwith the supporting documents. Learned counsel for the petitioner submits that before the declaration of the result i.e. at the time of scrutiny, the said fact had already been brought to the notice of the authorities vide applications dated 19.04.2021 (Annexures P-4 and P-5) with the request that she should be considered for appointment as Lower Divisional Clerk under the BCB Category instead of General Category.

Learned counsel submits that despite the fact that the representations dated 19.04.2021 (Annexures P-4 and P-5) are still pending consideration with the authorities, in the final result, the petitioner has not been selected by considering her claim in the General Category. Learned

counsel further submits that the last candidate selected in the BCB Category, has secured 67 marks whereas, petitioner has secured 87 marks and hence, was entitled for being selected as Lower Divisional Clerk under the BCB Category.

Learned counsel for the petitioner submits that petitioner will be satisfied, at this stage, in case respondent-Haryana Staff Selection Commission is directed to decide the said representations dated 19.04.2021 (Annexures P-4 and P-5) by passing an appropriate speaking order.

Notice of motion.

Ms. Rajni Gupta, learned Additional Advocate General, Haryana, who has joined the proceedings through video conference, keeping in view the service of advance copy of petition, accepts notice on behalf of the respondent-State. Learned State counsel raises no objection in deciding the representations dated 19.04.2021 (Annexures P-4 and P-5) in a time bound manner by passing an appropriate speaking order.

In view of the request made, without expressing any opinion on the merits of the case or the claim being made by the petitioner, respondent-Haryana Staff Selection Commission is directed to decide the representations dated 19.04.2021 (Annexures P-4 and P-5) by passing a speaking order within a period of six weeks from the receipt of copy of this order.

Present writ petition stands disposed of.

May 18, 2021
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No