

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(115)

CWP No. 9884 of 2021

Date of Decision : 18.05.2021

Amit Kumar

...Petitioner

Versus

Uttar Haryana Bijli Vittran Nigam Limited and others

...Respondents

(through video conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Sunil Kumar Nehra, Advocate for the petitioner.

Harsimran Singh Sethi J. (Oral)

Learned counsel for the petitioner submits that petitioner belongs to the Economically Weaker Section (EWS), for which he is entitled for the grant of 10 marks. Learned counsel for the petitioner further submits that in the entrance examination, petitioner has secured 79 marks and by adding 10 marks, his score would have come to 89, which is the score of the last candidate, who has been shown in the waiting list in respect of the selection for the post of Lower Divisional Clerk.

Learned counsel further submits that as the petitioner has not been granted the benefit of 10 marks under Economically Weaker Section criteria, which is why he has not been shown in the waiting list and his score is being treated as 79 marks instead of 89 marks.

Learned counsel for the petitioner submits that the petitioner has already submitted representation dated 10.05.2021 (Annexure P-9) to

the authorities for the grant of 10 marks for which the Economically Weaker

Section (EWS) candidates are entitled as per criteria and by treating his score as 89 his name be shown in the waiting list for being selected as a Lower Divisional Clerk in respect of the advertisement issued by the respondents on 05.07.2019 (Annexure P-1).

Learned counsel for the petitioner submits that petitioner will be satisfied, at this stage, in case a direction is issued to respondents to decide the said representation dated 10.05.2021 (Annexure P-9) 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 representation dated 10.05.2021 (Annexure P-9) 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, respondents are directed to decide the representation dated 10.05.2021 (Annexure P-9) 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/No
Whether reportable : Yes/No