

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

224

**CWP No.8697 of 2020
Decided on : 10.03.2021**

Rajender Kumar

... Petitioner

Versus

State of Haryana & others

... Respondents

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA

Present: None for the petitioner.

Mr. Shivendra Swaroop, AAG, Haryana.

(The proceedings are being conducted through video
conferencing, as per instructions.)

G.S. Sandhawalia, J. (Oral)

The petitioner in the present petition filed under Articles 226/227 of the Constitution of India seeks directions for issuance of a writ in the nature of mandamus directing the respondents No.1 to 5 to issue the appointment letter to the petitioner and to allow him to join his duty on the post of Animal Attendant (Group D), by respondent No.5 on the post of Group D against the post reserved for Eligible Sports Person under BCA Category under instructions dated 30.11.1993.

As per the reply filed by respondents, the matter is covered against the petitioner, in view of the Division Bench judgment passed in LPA No.1332 of 2019 'State of Haryana and another Vs. Shankar and others' decided on 09.10.2020 (Annexure R-1). It was the case of the respondents that since the claim was for issuance of Sports Gradation Certificate, vide instructions dated 30.11.1993 for his achievement in the sport field, the same cannot be granted on account of the fact that since the petitioner had applied against Advertisement No.4 of 2018 (Annexure P-1). Relevant portion reads as under:-

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“(ii) The certificates issued to or sought to be issued by the selected candidates under the old instructions dated 30.11.1993 will not be relevant/valid at all for ascertaining their eligibility for the Group-D posts under the ESP Category, as advertised on 25.8.2018.”

Resultantly, keeping in view the above, the writ petition is liable to be dismissed. Today, none has put in appearance on behalf of the petitioner. Even on 02.12.2020, the said fact was noticed and the counsel had not appeared.

Accordingly, in view of the above the writ petition is dismissed, on account of the fact that the matter is covered by the decision of the Division Bench passed in **Shankar and others (supra)**.

MARCH 10, 2021
Naveen

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No