

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CM-1085-CWP of 2021 in/and
CWP No. 10464 of 2019

Date of Decision:03.03.2021

Rohit Bairagi

.....Petitioner

Versus

Haryana Staff Selection Commission

..... Respondent

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CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr. R.S.Dhull, Advocate for the petitioner.

Mr. Ashish Yadav, Addl.AG., Haryana.

LISA GILL, J(Oral).

This matter is being taken up for hearing through video conferencing due to outbreak of the pandemic, COVID-19.

CM-1085-CWP of 2021.

Prayer in this application is for preponement of hearing of the main petition which is listed for hearing on 20.05.2021.

Notice of the application.

Mr. Ashish Yadav, Addl.AG., Haryana, accepts notice on behalf of the respondent and no serious objection has been raised to preponement of the date of hearing in CWP No. 10464 of 2019.

Hearing of CWP No. 10464 of 2019 is accordingly preponed from 20.05.2021 for today itself.

Application is accordingly disposed of.

CWP No. 10464 of 2019.

This writ petition has been filed for quashing of final result dated 28.02.2019 to the extent of the petitioner not being selected for the post of Constable (Male). It is contended that petitioner had secured more marks than the last selected candidate in his category.

Notice of motion was issued in this writ petition on 02.05.2019 while noting the following contentions:-

“Petitioner has participated in the selection process for the post of Constable (Male). As per individual marks uploaded on the website of respondent-Commission (Annexure P-5), petitioner has been awarded 52 marks. Learned counsel for the petitioner states that the petitioner has not been awarded 04 marks for his graduation. Petitioner had uploaded his certificates (Annexure P-3) along with the application form. Those certificates were also presented at the time of scrutiny of documents.

Notice of motion for 06.09.2019”

Learned counsel for the petitioner, at this stage, restricts his prayer for a direction to the respondent-authorities to consider the abovesaid submission of the petitioner and take necessary action, in case, it is found as a matter of record that the petitioner has secured the marks as averred. Learned counsel for the petitioner further submits that at this point of time, exercise of verification of marks secured by a number of other candidates, is being undertaken. Thus marks secured by the petitioner be also verified.

Learned counsel for the respondent does not raise any objection to the restricted prayer addressed. It is submitted that the needful shall be done within four weeks.

Keeping in view the limited prayer addressed as well as specific stand on behalf of the respondent, but without any expression of opinion on the merits of the matter, this writ petition is disposed of with a direction that contentions as noted in order dated 02.05.2019, be considered within four weeks from the receipt of certified copy of this order and in case, the petitioner is entitled to any benefit, same be afforded to him expeditiously.

03.03.2021
s.khan

[LISA GILL]
Judge

Whether speaking/reasoned : Yes/No.
Whether reportable : Yes/No.