

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(120)

CWP No.13315 of 2021
Date of decision: 23.07.2021

Amit Bhardwaj

...Petitioner

Versus

State of Haryana and others

...Respondents

(Through video conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Ashwani Kumar Antil, Advocate for the petitioner.

Mr. Sharad Aggarwal, AAG, Haryana.

* * *

HARSIMRAN SINGH SETHI, J. (ORAL)

Learned counsel for the petitioner submits that the petitioner had applied for the post of Assistant Lineman as advertised by the respondents vide Advertisement No.11/2019. Learned counsel for the petitioner further submits that the petitioner had appeared in the written examination and according to him, keeping in view the answer key posted on Internet by the respondents, the petitioner had secured 85 marks out of the 90 marks and apart from this, the petitioner was also entitled for 05 marks under the socio-economic criteria and 01 mark for the experience, which the petitioner had and, thus, the petitioner secured total 91 marks, which are equivalent to the last selected candidate. Learned counsel for the petitioner argues that even the candidates who have secured lesser marks than the petitioner i.e. 90 marks have been shown in the waiting list, therefore, the respondents were under an obligation to consider the claim of the petitioner.

Learned counsel for the petitioner submits that for the said grievance, the petitioner had already approached the respondents by way of filing a representation dated 25.03.2021 (Annexure P/7), which is still pending consideration with the respondents. Learned counsel for the petitioner further submits that thereafter, the petitioner served the respondents with a legal notice dated 10.05.2021 (Annexure P/8), which is also still pending consideration with the respondents and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the respondent No.2 to decide the said legal notice by passing appropriate speaking order.

Notice of motion.

Mr. Sharad Aggarwal, AAG, Haryana, who has joined the proceedings through video conference, keeping in view the service of advance copy of petition accepts notice on behalf of respondent-State and raised no objection in deciding a legal notice dated 10.05.2021 (Annexure P/8) served by the petitioner in a time bound manner.

In view of the above, without expressing any opinion on the merits of the case or the claim being made by the petitioner, respondent No.2 is directed to decide a legal notice dated 10.05.2021 (Annexure P/8) submitted by the petitioner by passing a speaking order within a period of six weeks from the date of receipt of a copy of this order.

Present writ petition stands disposed of.

July 23, 2021
aarti

(HARSIMRAN SINGH SETHI)
JUDGE

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