

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.1985 of 2022 (O&M)

Date of Decision:04.02.2022

Ritika

.....Petitioner

Versus

Haryana Staff Selection Commission and others

..... Respondents

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr.S.K.Yadav, Advocate
for the petitioner.

Mr. Samarth Sagar, 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.

Petitioner in this case is aggrieved of not being awarded any marks for the experience as reflected in certificate, Annexure P-3.

It is submitted that the petitioner had applied for the post of TGT Mathematics pursuant to advertisement dated 28.06.2015. Petitioner was awarded 114 marks i.e., 94 marks in the written test and 20 marks for the interview. The last selected candidate in the category of the petitioner secured 115 marks. It is submitted that the petitioner was reflected in the waiting list published on 07.07.2021, Annexure P-4, at serial no. 19 and it is from there she came to know for the first time that she secured 114 marks. As per information received by the petitioner under the Right to Information Act, 2005, Annexure P-5, the details of marks awarded to the petitioner reflect that no marks have been awarded to her for her experience of having worked as lecturer in Mathematics (Guest Faculty) at Government Senior Secondary School, Sector 18, Chandigarh from 17.08.2011 to 11.06.2012 at

fixed salary of Rs.16,500/- per month and from 12.06.2012 to 17.12.2012 at fixed salary of Rs. 20,000/- per month. It is further submitted that certificate, Annexure P-3, issued by the Principal, Government Girls Model Senior Secondary School, Sector 18, Chandigarh, countersigned by the District Education Officer, Chandigarh Administration, was duly submitted before the authorities. The petitioner in order to allay any kind of apprehension regarding validity of the certificate in view of the condition in the advertisement regarding experience certificate being countersigned by the Director Secondary Education of the concerned State, had even approached the Chandigarh Administration in this respect. It is pointed out that Communication dated 07.01.2022 from the Directorate of School Education, Chandigarh Administration was addressed to the Secretary, Haryana Staff Selection Commission, in this respect, where it is authenticated that the certificate in question had been issued and that as per practice in Chandigarh, District Education Officer (DEO) is authorized to countersign the experience certificate of teachers in Education Department, Chandigarh Administration. It is submitted that in this view of the matter, marks for experience should have been awarded to the petitioner. In this respect, representation dated 07.01.2022, Annexure P-6, was submitted before the respondent-Commission, but to no avail.

Notice of motion.

Mr. Samarth Sagar, Addl.AG., Haryana, accepts notice on behalf of the respondents. Advance copy of the writ petition stands supplied.

At this stage, learned counsel for the petitioner restricts the prayer for a decision of representation dated 07.01.2022, Annexure P-6, submitted by the petitioner, in a time bound manner.

Learned counsel for the respondents does not raise any serious

objection to the restricted prayer.

Keeping in view the limited prayer addressed, facts and circumstances of the case but without expressing any opinion on the merits thereof, this writ petition is disposed of with a direction to the competent authority, to decide representation dated 07.01.2022, Annexure P-6, filed by the petitioner by passing a speaking order, within two (02) weeks from the date of receipt of certified copy of this order.

04.02.2022

s.khan

Whether speaking/reasoned : Yes/No.

Whether reportable : Yes/No.

[LISA GILL]

Judge