

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

**CWP No. 2834 of 2020 (O&M)
Date of decision: 10.03.2022**

Makhan Lal

..... Petitioner.

Versus

Pandit Bhagwat Dayal Sharma University of Health Sciences, Rohtak and
others

..... Respondents.

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. S.K. Bhardwaj, Advocate, for the petitioner.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner has sought consideration of his case for
appointment to the post of Operation Theatre Technician.

Learned counsel for the petitioner contends that the petitioner
was at serial No. 19 in the merit list while 20 posts had been advertised. Six
posts were reserved for EBPB category which had not been filled and,
therefore, those ought to have been filled from the 'general category'.

Heard.

The petitioner had earlier preferred a writ petition bearing
No.24636 of 2017 seeking a writ in the nature of *certiorari* for quashing the
selection list for the post of Operation Theatre Technician. This petition had
been dismissed on 08.12.2017 whereby it was noticed that the matter
pertaining to reservation for 6 posts had been stayed by the Division Bench
and in the event of the Division Bench holding that such reservation could
not have been made, then the petitioner's case for appointment on merit to

one of those 20 posts, shall be considered along with the other candidates. The petitioner had thereafter preferred a review application which was also dismissed on 27.07.2018. Thereafter, the petitioner has preferred this petition in the year 2020. The advertisement was issued on 30.09.2016 and the appointments in terms of the selection had been made in the year 2017. The petitioner figures at serial No. 24 in the combined merit list for the post of Operation Theatre Technician although there were 14 posts in the 'general category'. The candidates at serial No.15 and 16 are in the waiting list. Therefore, I do not find any merit in the contention of learned counsel for the petitioner that the petitioner was meritorious and ought to have been appointed to the post of Operation Theatre Technician.

Consequently, the petition stands dismissed.

Pending application(s), if any, shall also stand disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

10.03.2022
Ramesh

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