

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

CWP-4034-2022

Date of Decision: 01.04.2022

AJAY KUMAR

...Petitioner

Versus

STATE OF HARYANA AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. Lalit Singla, Advocate
 and Ms. Varsha Sharma, Advocate
 for the petitioner.

Ms. Kirti Singh, D.A.G., Haryana.

ARUN MONGA, J. (ORAL)

Petitioner herein, *inter alia*, seeks issuance of a writ in the nature of *certiorari* for quashing the letter/reply dated 16.11.2021 (Annexure P-10), vide which he was declared ineligible for the post of Clerk.

2. Learned counsel for the petitioner submits that pursuant to Advertisement No.5/2019, the petitioner had applied for the post of Clerk under the Sports Quota-ESP-Backward Class (A).He successfully cleared the written examination conducted by the respondent-Commission and was called for scrutiny of documents. Grievance of the petitioner is that he was not given appointment against the aforesaid post on the ground that the Sports Gradation Certificate produced by him was subsequent to preparation of merit list/cut-off date. Thereafter, the petitioner filed an RTI application and the respondent-Office. In response thereto, he was informed that he is not eligible for the said post. The petitioner then submitted a representation dated 13.01.2022 (Annexure P-11), but to no avail. Hence, the instant petition.

3. Learned State counsel, on advance service, joins proceedings and states that competent authority shall take appropriate decision on the pending representation dated 13.01.2022 (Annexure P-11).

4. At this stage, learned counsel for the petitioner also agrees that let a final decision is taken, either way, by the competent authority on the

pending representation dated 13.01.2022 (Annexure P-11), giving reasons thereof.

5. Given the nature of order being passed, there is no necessity to seek return by any of the respondents as no further proceedings and/or pleadings are required.

6. Without commenting on the merits of the case, the writ petition is disposed of with a direction to the competent authority to look into the grievance of the petitioner as per representation dated 13.01.2022 (Annexure P-11) and keeping in view the contention raised in the present petition by treating the same as supplementary representation and take a decision, in accordance with law.

7. Let the needful be done within a period of six weeks from today.

8. Disposed of accordingly.

(ARUN MONGA)
JUDGE

01.04.2022
gurpreet

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