

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

248

CWP-4603-2019 (O&M)

Date of decision : 29.09.2022

Amit Kumar

... Petitioner

Versus

State of Haryana and another

.. Respondents

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Abhishek Kumar Premi, Advocate for the petitioner.

Dr. Kapil Bansal, DAG, Haryana.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking a direction to the respondents to consider his candidature for the post of Accountant (MC), category No.18 against advertisement No.7/2015, issued on 08.07.2015 (Annexure P-1).

Learned counsel for the petitioner submits that the petitioner, who had applied for the post of Accountant (MC) in SC category, had obtained 109 marks while the last selected candidate in this category had obtained 74 marks. The candidature of the petitioner has not been considered although he has a valid computer certificate from DOEACC Society dated 21.06.2010. The name of the Society had been changed to National Institute of Electronics and Information Technology (for short, 'NIELIT') on 10.10.2011. The NIELIT is a recognized institute as per the reply filed by respondent No.2. It is at serial No.11 in Annexure R-2/2, which is the list of the approved/recognized institutions. He also submits that DOEACC has been recognized by respondent

No.2 for appointment to the post of Mandi Supervisor. He also submits that 37 posts of Accountants are vacant in the Haryana State Agricultural Marketing Board.

Learned State counsel, while referring to the reply filed by the respondents, submits that as the petitioner did not submit a computer certificate from NIELIT which was one of the essential qualifications, his candidature could not be considered.

On the last date of hearing, learned State counsel had sought time to seek instructions as to whether any post of Accountant (MC) was vacant so that the petitioner could be adjusted without disturbing any candidate who had been appointed.

Learned State counsel, upon instructions from Ms. Mithilesh Puri, Law Officer, HSAMB, submits that the posts of Accountant (MC) are vacant.

Heard.

The petitioner, who had applied for the post of Accountant (MC) in SC category in pursuance to an advertisement (Annexure P-1), had obtained 109 marks. The petitioner is a meritorious candidate as the marks obtained by the last selected candidate in this category is 74. The computer certificate, which has been submitted by the petitioner, had been issued by DOEACC Society on 21.06.2010. The name of the Society had been changed to National Institute of Electronics and Information Technology on 10.10.2011, which is a recognized institute and is amongst the list of the approved/recognized institutions. The petitioner having obtained a computer certificate from DOEACC Society would have to be considered eligible as after change in nomenclature, it figures in the approved list.

Consequently, the petition is allowed. The petitioner would be offered appointment to the post of Accountant (MC) in SC category in terms of his merit. The petitioner will also be entitled to the notional benefits from the date other successful candidates had been appointed in pursuance to the advertisement(Annexure P-1). Needful shall be done within a period of one month from now.

Pending applications shall also stand disposed of accordingly.

(ANUPINDER SINGH GREWAL)
JUDGE

September 29, 2022
sonia gugnani

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No