

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

CWP-9913-2022

Date of Decision : 25.05.2022

Rekha Rani

..... Petitioner

Versus

State of U.T., Chandigarh and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Nikunj Dhawan, Advocate,
for the petitioner.

Ms. Sukriti Kaur, Advocate,
Mr. Mayank Sharma, Advocate,
for respondent No.1-U.T., Chandigarh.

Ms. Diya Sodhi, Advocate,
for respondents No.2 and 3.

RAJBIR SEHRAWAT, J. (ORAL)

This is a petition filed under Articles 226/227 of the Constitution of India seeking issuance of a writ of mandamus directing the respondents either to exempt the petitioner from physique and physical fitness test for the post of Fireman or to prescribe the criteria for the physique and physical fitness test for female Fireman; as no such criteria has been prescribed for appointment of female Fireman.

Learned counsel for respondents No.2 and 3 has submitted that the rules for the post of Fireman have been framed keeping in view the job requirement of the said post. Therefore, it may not be possible to lower down the physical standard than the prescribed one. However, the petitioner would be kept on waiting list and she would be offered the Group 'C' post as and when any other post becomes available with respondents No.2 and 3.

In response to that, learned counsel for the petitioner has submitted that since respondents No.2 and 3 have agreed to keep the name

of the petitioner in the waiting list and to offer her the Group 'C' post as per her seniority in the waiting list, therefore, the petitioner does not wish to press this petition; any more.

In view of the above, the present petition is dismissed as withdrawn.

However, respondents No.2 and 3 shall remain bound by their statement that the petitioner will be offered Group 'C' post as and when the same is available with respondents No.2 and 3, as per her seniority in the waiting list.

(RAJBIR SEHRAWAT)
JUDGE

25.05.2022
adhikari

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