

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

CWP-10384-2020 (O&M)

Date of decision: August 30, 2022

Gurdev Singh Raina

.....Petitioner

versus

Haryana Public Service Commission

.....Respondent

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. G.S. Bajwa, Advocate for the petitioner.

Ms. Harpriya Khaneka, Advocate
for the respondent-Commission.

ARUN MONGA, J. (ORAL)

Petition herein, *inter alia*, is for issuance of a writ in the nature of Certiorari for quashing the announcement/ rejection (Annexure P-9), whereby petitioner's candidature was rejected. Same was communicated through e-mail/ letter dated 07.07.2020 (Annexure P-11).

2. Learned counsel for the petitioner submits that petitioner, being eligible, applied for the post of Drug Inspector in General category against corrigendum, modification of Advertisement No.2(6)/2015 published on 10.09.2015. Petitioner also appended his experience certificate along with other documents. Petitioner appeared in the written examination and result of which was declared on 12.12.2019. Petitioner qualified the same for the interview. On 04.06.2020, respondent-Commission declared another result, a new list of 150 candidates, in which petitioner's roll number too was reflected, which includes 102 new candidates who were not in the merit list of written examination. No list of combined marks of all participated candidates was ever declared by the

Commission, creating doubt on the newly added candidates. On 07.07.2020, respondent-Commission issued rejection list of 108 candidates, and petitioner's name was included in the said list. Petitioner raised objections through e-mail on 08.07.2020 (Annexure P-10). Reply was received stating that petitioners' candidature was rejected on account of having no testing experience. Petitioner submitted his representation, but the same was rejected stating that no further representation will be entertained (Annexure P-12 (colly)).

3. I have heard learned counsel for the parties and perused the record.

4. Vide order dated 04.08.2020 passed by a Coordinate Bench of this Court, petitioner was ordered to be provisionally interviewed and that his result would not be declared till further orders. Now result has been declared and the same reveals that even if the claim of the petitioner *qua* his eligibility is accepted, still he does not make cut as he has secured 59.32 marks as against the cut-off of 59.76 marks.

5. In the premise, it seems that being unaware of his actual result, the petitioner was misled into filing the instant petition premised on an understanding that he has secured more marks than the cut-off.

6. The result of the petitioner is not under challenge before this Court. Being so, no further grounds to interfere are made out.

7. Dismissed.

(ARUN MONGA)
JUDGE

August 30, 2022
mahavir

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No