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

**CWP-11454-2019
Date of decision: 17.08.2022**

NIKKI

...Petitioner

VERSUS

HARYANA STAFF SELECTION COMMISSION

...Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Shalender Mohan, Advocate
for the petitioner.

Mr. Tapan Kumar, DAG, Haryana.

JAISHREE THAKUR, J. (Oral)

This is a petition that has been filed seeking issuance of a writ in the nature of certiorari for setting aside the result dated 03.03.2019 (Annexure P-4), whereby the petitioner herein has not been given necessary marks for her NCC certificate.

Learned counsel for the petitioner herein would contend that the petitioner had applied for the post of Female Constable pursuant to advertisement No.03/2018, but while applying under the SC category, she was not able to upload her NCC certificate even though she had mentioned that she had the said certificate. He would submit that in case the necessary marks are allowed for her NCC certificate, the petitioner would come into the zone of consideration.

Pursuant to notice of motion having been issued on 02.05.2019, a short reply has been filed, in which a categorical stand has been taken in para-7,

wherein it is stated that the scrutiny of documents of the petitioner was held on 20.02.2019 (Annexure R-1/1) and the petitioner at the stage of scrutiny attached the certificate of NCC. It is further stated that the decision regarding the re-examination of documents was taken by the Commission and re-examination is being conducted against advertisement No.03/2018 of all the categories i.e. 1 to 5 of Police Department, Haryana, in compliance of order dated 22.01.2020 in CWP No.5221 of 2019, titled as Vikas Harsana versus State of Haryana and Another. It is further stated that as per the report of re-examination of the documents submitted by the petitioner herein at the time of scrutiny, the petitioner is found to be entitled for NCC marks.

I have heard learned counsel for the parties and have perused the relief as sought for in the instant writ petition.

The main relief sought is that the petitioner herein is entitled to additional marks for NCC certificate, which were not given to her. However, as per the reply filed, the Commission has found that the petitioner is entitled for NCC marks and that her case is going to be considered accordingly.

In view of the reply filed and categorical stand taken by the respondent-Commission that necessary marks for NCC certificate have been awarded to the petitioner, the instant writ petition is disposed of leaving it open for the petitioner herein to file afresh, should any cause of action still survives.

17.08.2022
Chetan Thakur

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No