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

**CWP-15955-2019 (O&M)
Date of decision: 04.05.2022**

PARDEEP

...Petitioner

VERSUS

HARYANA STAFF SELECTION COMMISSION

...Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Rajat Mor, Advocate
for the petitioner.

Mr. Tapan Kumar, DAG, Haryana.

JAISHREE THAKUR, J. (Oral)

This is a petition that has been filed under Articles 226/227 of the Constitution of India seeking issuance of an appropriate writ, order or direction in the nature of certiorari to quash the final result dated 28.02.2019 (Annexure P-4) to the extent that petitioner's name was not included in the select list for the post of Constable (Male) with a further prayer that weightage of 03 additional marks be given to the petitioner herein for his NCC-C certificate and in case the said marks are allotted to the him, he would come into the zone of consideration.

Learned counsel for the petitioner herein would contend that the necessary relief of additional 03 marks has now been given to the petitioner and his name has been recommended and thus prays that consequential relief be allowed. He submits that his case for seniority and

other benefits be considered as on date when the persons with same/lesser marks than him have been offered appointment three years back.

In view of the fact that the petitioner herein has now been awarded additional 03 marks, which were denied to him at the time when the final list was prepared, this Court is of the opinion that the petitioner herein would get all the necessary benefits which have been granted to the candidates who were appointed with same/lesser marks than the petitioner.

Accordingly, the instant writ petition is disposed of with a direction that the respondent shall take positive action in this regard. In case the petitioner herein is found entitled for appointment, he will be granted all the necessary benefits which have been granted to the candidates who are similarly situated since for no fault of his, he has been deprived of the appointment. Necessary exercise be completed within a period of one month from the receipt of certified copy of this order.

04.05.2022
Chetan Thakur

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No