

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

**CWP-16618-2016 (O&M)
Date of Decision: 06.08.2022**

Jashanpreet Kaur

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Ms. Vanita Sapra Kataria, Advocate for the petitioner.

Ms. Deepali Puri, Additional Advocate General, Punjab.

JAISHREE THAKUR, J. (Oral)

The instant writ petition has been filed by the petitioner seeking appointment to the post of Constable (female) in District Amritsar, pursuant to an advertisement issued on 31.05.2016.

Learned counsel for the petitioner would contend that the petitioner having the requisite qualification, applied for the post of female Constable in District Police Cadre and Armed Police Cadre of Punjab Police, pursuant to an advertisement that was issued on 31.05.2016. The petitioner was issued a provisional admit card and appeared for the physical screening test and after having cleared the physical screening test, she appeared for physical measurement test but she was declared ineligible on account of her height. The petitioner, thereafter, lodged a written request to the recruitment Board, but she did not receive any information as to why her candidature had been rejected.

Aggrieved against the said physical measurement test, the instant writ petition has been filed by the petitioner.

Learned counsel for the petitioner would submit that the petitioner has an adequate height to be recruited inasmuch as in a similar test conducted by the Recruitment Board for the post of Constable (General Duty) in Central Para Military force, her height was measured at 5 feet 3 inches which is required height.

Notice of motion was issued on 02.09.2016 by the Co-ordinate Bench of this Court, vide which, the petitioner herein was directed to appear before the Civil Surgeon, Amritsar, who was then directed to constitute a Board for conducting a fresh physical measurement test regarding the height of the petitioner. Pursuant to the said direction, the height of the petitioner herein had been re-measured and said Medical Board found the height of the petitioner at 158.2 centimeters.

Learned counsel for the petitioner herein would contend that 158.2 centimeters height should be considered as adequate height for appointment of Constable (female).

Per contra, learned counsel for the State would submit that in fact, 158.2 centimeters is not an adequate height to be considered for being recruited as a female constable as 158.2 centimeters, if converted, comes to 5 feet 2 inches whereas the requisite height is 5 feet 3 inches as per advertisement dated 31.05.2016.

I have heard learned counsel for the parties and perused the reply as well as the report of the Medical Board.

The petitioner herein had applied for post of female Constable

in District Police Cadre and Armed Police Cadre of Punjab Police, pursuant to an advertisement that was issued on 31.05.2016. To qualify for appointment the candidates had to qualify the Physical measurement test as well as the physical measurement test which requirements were *sine qua non* for appointment. In view of the divergent views of the actual height of the petitioner, a medical board was constituted to re-measure the height of the petitioner. As per the report of the medical board, as constituted under orders of the High Court, the petitioner does not have the necessary height and therefore, does not fulfill the requisite criteria to make her entitled for appointment to the post of Constable (female).

Consequently, the writ petition, being devoid of merit, stands dismissed.

06.08.2021
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(JAISHREE THAKUR)
JUDGE

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