

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

CWP-12156-2018 (O&M)

Date of decision: September 15, 2022

Akash Kumar

.....Petitioner

versus

Haryana Staff Selection Commission and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. Sushil Sheoran, Advocate for the petitioner.

Mr. R.K.S. Brar, Additional AG Haryana.

ARUN MONGA, J. (ORAL)

Petition herein, *inter alia*, is for issuance of a writ in the nature of Mandamus directing the respondents to conduct the interview of the petitioner qua the job in question.

2. Pledged case is that pursuant to advertisement dated 18.05.2017 (Annexure P-1), petitioner applied for the post of Heavy Vehicle Driver under General Category. Written examination and Driving Proficiency test were conducted. Thereafter, notice for interview was issued on 12.02.2018, petitioner's roll number did not find mention therein. Petitioner approached the respondent-Commission and he was orally stated that he was having less experience as per experience certificate. Petitioner also moved a representation dated 26.02.2018 (Annexure P-4), in this regard. Thereafter, petitioner also served a legal notice dated 14.03.2018 (Annexure P-7), but to no avail.

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

4. Vide order dated 29.05.2018 passed by a coordinate Bench of this Court, petitioner was provisionally allowed to be interviewed. Result has been declared and the same reveals that petitioner secured aggregate of 117 marks. On a Court query, learned counsel concedes that petitioner secured lesser marks than the last selected candidate, who scored 129 marks.

5. In the premise, it seems that being unaware of his actual merit, petition premised on an understanding that petitioner is more meritorious than the last selected candidate.

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

September 15, 2022

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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No