

119 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-17392-2022

Date of Decision: 08.08.2022

MADAD SINGH

...Petitioner

Versus

STATE OF HARYANA AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr. Sanjeev Kumar, Advocate
for the petitioner.

Mr. Pankaj Middha, Addl. A.G., Haryana.

ARUN MONGA, J. (ORAL)

Petitioner herein, *inter alia*, seeks issuance of a writ in the nature of *mandamus* directing the respondents to grant one more opportunity to him for re-scrutiny of documents as per list issued on 05.08.2022 by the Haryana Staff Selection Commission, Panchkula.

2. Pledged case is that respondent No.2-Haryana Staff Selection Commission invited applications through Advertisement No.05/2019 dated 20.06.2019 for filling up the posts of Clerks under various departments. Petitioner applied for the same and appeared in the written test on 22.09.2019. On the day of declaration of result i.e. 18.12.2019, the name of the petitioner was not there in the list of shortlisted candidates for the scrutiny of documents. Thereafter, pursuant to order dated 25.04.2022 passed by this Court in **CWP-15672 of 2021** filed by similarly situated candidates, the petitioner was also given a chance for scrutiny of documents. Petitioner is stated to be a poor labourer indulging in his livelihood on daily wages. He pleads that, due to his family circumstances, he could ill-afford to leave his work on the deputed day of reporting before the officials of the Commission for scrutiny of documents, despite his being successful in the written examination. Learned counsel strenuously argues that the scrutiny process is still going on and the petitioner be given just one opportunity to

furnish his original documents to be scrutinized. For the purpose, petitioner has also submitted a representation dated Nil (Annexure P-6), which has not been responded till date. Hence, the petition.

3. On advance service, learned State counsel appears and submits that a decision will be taken by the competent authority, either way, on the pending representation dated Nil (Annexure P-6) by passing a speaking order.

4. At this stage, learned counsel for the petitioner also seeks decision on the pending representation as suggested by learned State counsel.

5. Given the nature of order being passed, there is no necessity to seek return by any of the respondents as no further proceedings and/or pleadings are required.

6. Without commenting on the merits of the case, the instant writ petition is disposed of with a direction to the respondents to look into the representation dated Nil (Annexure P-6) of the petitioner and pass an administrative order, in accordance with law within a period of 30 days from today. Given the mitigating circumstances of the petitioner, it is expected of the Commission to take a sympathetic view for furnishing his original documents for scrutiny, provided of course, the scrutiny is being still carried out till date, as is contended.

7. Disposed of accordingly.

August 08, 2022

gurpreet

(ARUN MONGA)

JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No