

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

CWP-18587-2021 (O&M)

Date of decision: 02.09.2022

Kavita Devi

.....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. Mazlish Khan, Advocate
for the petitioner.

Mr. R.K.S. Brar, Additional A.G., Haryana.

ARUN MONGA, J. (ORAL)

Petition herein, *inter alia*, is for issuance of a writ in the nature of mandamus directing the respondents to consider the gradation certificate (Annexure P-2) of the petitioner as per the new policy of the year 2018 and thereafter to consider the candidature of the petitioner in ESP-General category for the post of Clerk against advertisement No.05/2019 and declare her result in said category.

2. Learned State counsel, at the outset, points out that the result for the post of Clerk advertised vide advertisement No.5/2019, (Annexure P-1), has already been quashed vide order dated 25.04.2022 passed in **CWP No.15672-2021** titled “**Amit Kumar and others Vs. State of Haryana and others**”. It has been directed that the Commission shall carry out re-evaluation of all the candidates across board and also conduct scrutiny of documents afresh and prepare *de novo* merit list thereafter.

3. In view thereof instant writ petition is disposed of in terms of **CWP No.15672-2021***ibid*. However, petitioner is at liberty to file fresh one after the revised result, in case her grievance is still unmitigated. Petitioner, if she so wishes may even file a representation before the Commission for considering her sports gradation certificate for which she places reliance on judgment dated 27.11.2017 (Annexure P-11) passed in CWP No.18879 of 2017, titled ***Neeraj vs. State of Haryana and others***,. Upon her doing so, the Commission is expected to decide the same by passing appropriate speaking order, as expeditiously as possible, but not later than 2 months from the date the petitioner prefers any such representation.

(ARUN MONGA)
JUDGE

September 02, 2022

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Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No