

CM No. 13037-CWP-2022 and
CM No. 13039-CWP-2022 in/and
CWP No. 17747 of 2022(O&M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(109) CM No. 13037-CWP-2022 and
CM No. 13039-CWP-2022 in/and
CWP No. 17747 of 2022(O&M)
Date of Decision : 31.08.2022

Ramesh Kumar

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Jasbir Mor, Advocate for the petitioner.

Harsimran Singh Sethi J. (Oral)

CM No. 13039-CWP-2022

Present application has been filed for preponing the date of hearing of the main petition i.e. CWP No. 17747 of 2022, which stands adjourned to 02.11.2022.

Notice of the application to the counsel opposite.

Mr. Harish Nain, learned Assistant Advocate General, Haryana, who is present in Court, accepts notice on behalf of respondent-State and raises no objection for the grant of prayer as raised in the present application.

Keeping in view the above, application is allowed and the hearing of the main petition i.e. CWP No. 17747 of 2022 is preponed from 02.11.2022 to today.

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Application is allowed, as prayed for.

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Learned counsel for the petitioner submits that the only grievance of the petitioner is that the documents submitted by the private respondents in support of their claim for appointment to the post of Librarian under EWS category, are not in accordance with the requirement of the Advertisement/Rules governing the service hence, the petitioner had already approached the authorities concerned raising the said grievance but no action has been taken so far. Learned counsel for the petitioner submits that petitioner has already raised the said grievance in the representation dated 05.07.2022 (Annexure P-10), which is still pending consideration with the respondents and petitioner will be satisfied, at this stage, in case a direction is issued to respondent No. 2 to decide the same by passing an appropriate speaking order in a time bound manner.

Notice of motion.

On the asking of the Court, Mr. Harish Nain, learned Assistant Advocate General, Haryana, who is present in Court, accepts notice on behalf of the respondent-State and raises no objection in deciding the representation dated 05.07.2022 (Annexure P-10) in a time bound manner by passing an appropriate speaking order.

In view of the pleadings in the present petition, without expressing any opinion on the merits of the case or the claim being made by the petitioner in the representation, respondent No. 2 is directed to decide

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the representation dated 05.07.2022 (Annexure P-10), by passing a speaking order within a period of eight weeks from the receipt of copy of this order.

Authorities are directed that before passing the speaking order, all the candidates, who are likely to be affected by the speaking order, should be heard and given a chance to explain their position.

Present writ petition stands disposed of.

August 31, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No