

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

CWP-19024-2022 (O&M)

Date of decision: August 29, 2022

Khushwant Singh

...Petitioner

Versus

State of Haryana and another

....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. Ankur Sidhar, Advocate for the petitioner.

Mr. Pankaj Middha, Additional AG Haryana.

ARUN MONGA, J. (ORAL)

Petition herein, *inter alia*, is for issuance of a writ in the nature of Certiorari for quashing impugned 'Undertaking Form' (Annexure P-7) to the extent of Para/ Clause 5 issued under advertisement (Annexure P-4) and impugned order dated 12.07.2022 (Annexure P-11).

2. I have heard learned counsel for the parties and perused the case file.

3. Pleaded case of the petitioner is that since the petitioner is not on good terms with his family including parents who have disowned him and, also disinherited him from the family estate, therefore, he ought to be given additional 5 marks towards Socio-Economic Criteria. I am unable to persuade myself to accept the contention that in every case of family differences including estrangement from parents, for whatever reasons, a candidate becomes entitled as a matter of right to seek benefit of the Socio-Economic Criteria, even if a family member is or has been in government job.

Concededly, in the present case, father of the petitioner was in Government

service. One wonders, if to take advantage of the Socio-Economic Criteria, a candidate simply files an affidavit stating that his parents have disowned him and after availing the benefit thereof, may resume his cordiality with his family. Such a situation would result in not only vesting the discriminatory power, but also complete arbitrariness as there is no way to determine the genuineness of such a claim. Furthermore, the nobility and benevolence of the criteria adopted by state is intended only for those candidates whose parents have not had the benefit of financial stability in past, so that their next generation is able to provide them succor and amelioration from their socio-economic insecurity, which a Government job, no doubt, offers.

4. No grounds for interference are made out.

5. Dismissed.

(ARUN MONGA)
JUDGE

August 29, 2022

mahavir

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No