

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

109

CWP-22362-2022

Date of Decision :03.11.2022

Sandeep

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: None for the petitioner.

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Harsimran Singh Sethi, J. (Oral)

In the present writ petition, the grievance of the petitioner is that the respondents have issued an advertisement on 28.06.2015 (Annexure P/1) for appointment to the post of PGT (Physics) in the cadre of 'Rest of Haryana' and as per the petitioner, various posts in the reserved category could not be filled up due to the non-availability of eligible candidates hence, the petitioner is praying that the unfilled posts in the reserved category be filled up from the candidates of general category, who are eligible and have already secured minimum marks required for selection and consequent appointment.

From the pleadings, it transpires that though, the petitioner has filed the present writ petition raising the said grievance before this Court but no such grievance has been raised before the authority concerned before filing the present writ petition. For issuance of writ of mandamus, there has to be a right with the petitioner to claim the said benefit and the said right is

to be claimed before the authorities concerned before approaching this Court, hence, the present writ petition is disposed off with the direction to the respondent-Commission that in case the petitioner raises the grievance as raised by him in the present writ petition before them by way of filing an appropriate representation, the same will be looked into in accordance with law and an appropriate order on the same will be passed within a period of 08 weeks from the date of receipt of any such representation.

Disposed off in above terms.

November 03, 2022

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(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No