

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(103)

CWP-3190-2020

Date of Decision : August 01, 2023

Harish Kumar and others

.. Petitioners

Versus

State of Haryana and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Naveen Daryal, Advocate, for the petitioners.

Mr. Pankaj Middha, Addl. Advocate General, Haryana.

HARSIMRAN SINGH SETHI J. (ORAL)

Present petition has been filed seeking a direction to the respondents to consider the petitioner's eligibility for the post of Station Supervisor as advertised vide Advertisement No.7 of 2015 dated 10.07.2015.

It may be noticed that as petitioners No. 1 and 2 had secured lesser marks than the last candidate in the waiting list, the present petition was not pressed qua them.

Present petition only survives qua petitioner No.3.

Learned counsel for the petitioners submits that the only objection which the respondents had taken for declaring petitioner No.3 ineligible was that the experience of petitioner No.3 was not of supervisory post, which objection does not survive any further keeping in view the

judgment of the Division Bench of this Court in ***LPA No.1787 of 2018 titled as Rohtash Kumar and others vs. State of Haryana and others, decided on 05.10.2020.***

Learned State counsel concedes the factum that the judgment in ***Rohtash Kumar's case (supra)*** will be applicable upon the petitioner No.3 qua the nature of duties envisaged in the experience certificate but submits that whether the petitioner No.3 has five years experience to his credit or not, which is an eligibility condition, is yet to be seen, as no such certificate of experience has been produced by petitioner No.3 before this Court.

Learned State counsel submits that the claim of petitioner No.3 will be considered as to whether he is eligible for the post in question keeping in view the essential qualification prescribed in the advertisement for appointment to the post of Station Supervisor and the said consideration will be done by keeping in mind the judgment of the Division Bench of this Court in ***Rohtash Kumar's case (supra)*** and appropriate order will be passed within a period of eight weeks from the receipt of copy of this order.

Learned counsel for the petitioners submits that keeping in view the statement of learned State counsel, the present petition may kindly be disposed of having been not pressed any further even qua petitioner No.3.

Ordered accordingly.

August 01, 2023
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No