

CWP No. 4443 of 2019

2023:PHHC:102286

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(217)

CWP No. 4443 of 2019

Date of Decision : 08.08.2023

Ravinder Sharma

...Petitioner

Versus

Haryana Staff Selection Commission and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: None for the petitioner.

Mr. Harish Rathee, Sr. Deputy Advocate General, Haryana.

Harsimran Singh Sethi J. (Oral)

The present petition has been filed claiming the benefit of appointment for Group-D post under the category of Dependent of Ex-servicemen on the ground that petitioner has secured 49 marks.

In the reply, the respondents have stated that the petitioner is competing against the post being the Dependent of Ex-servicemen and as per the terms and conditions mentioned in the Advertisement No. 4/2018, the Ex-servicemen have an exclusive right to appointment over and above Dependent of Ex-servicemen and in case, if any post remains vacant after exhausting all the eligible Ex-servicemen candidates, then only Dependent of Ex-servicemen will be considered for selection and appointment,

whereas in the present case, all the posts advertised under the Ex-servicemen category have already been consumed by the Ex-servicemen candidates, hence, petitioner being Dependent of Ex-servicemen cannot claim any benefit.

There is no replication filed by the petitioner.

I have heard learned counsel for the respondents and have gone through the record with his able assistance.

Keeping in view the fact that petitioner is claiming appointment as Dependent of Ex-servicemen and as per the terms and conditions of the Advertisement, all the posts advertised in the Category of Ex-servicemen, will be first offered to Ex-servicemen and only in case, if any post remains vacant, the claim of the dependent of Ex-servicemen will be considered, the petitioner cannot raise any grievance keeping in view the fact that in the present case, all the posts against which the petitioner was competing, have been consumed by the Ex-servicemen candidates, hence, the claim being raised in the present petition cannot be allowed.

No ground is made out for the grant of prayer as raised in the present petition.

Dismissed.

August 08, 2023
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No