

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

117

**CWP-4186-2023 (O&M)
Date of decision: 22.03.2023**

Bajrang

...Petitioner

Versus

Haryana Staff Selection Commission and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Vineet Kumar Jakhar, Advocate for the petitioner.

HARNARESH SINGH GILL, J. (ORAL)

Prayer in the petition under Article 226/227 of the Constitution of India is for issuance of a writ in the nature of Mandamus directing the respondents to scrutinize the documents of the petitioner and declare him as eligible, as the petitioner has scored more marks than the last selected candidate in the EWS Category.

Learned counsel for the petitioner submits that the petitioner had applied for the post of Store Keeper in terms of the Advt. No.12/2019 dated 20.07.2019 (Annexure P-1), being eligible, in Economic Weaker Sections (EWS) Category; that the written examination was conducted on 20.02.2020 and the petitioner cleared the written examination; that the successful candidates in written examination were directed to upload their documents for online scrutiny; that as the petitioner belongs to a rural area and is not conversant with latest technology, moreover, his father was also not well,

therefore, he could not upload the documents for online scrutiny and that non-uploading of documents is not intentional.

In support of his case, he relies upon the judgment passed by a Division Bench in LPA-385-2017 titled as ‘Kiran Bala Vs. State of Haryana and Others’, against the judgment dated 21.02.2017 passed by the learned Single Judge in CWP-3047-2017.

After arguing for some time, learned counsel for the petitioner submits that the petitioner has already raised his grievance before the respondents by way of filing a representation dated 15.02.2023 (Annexure P-16), which is still pending consideration. It is further submitted that and the petitioner will be satisfied in case a time bound direction is issued to the respondents to decide the said representation.

Notice of motion.

On the asking of this Court, Mr. Rajesh Gaur, Addl. AG Haryana, accepts notice on behalf of respondent-State and he submits that he has no objection in case, the directions for deciding the representation aforesaid, are issued.

In view of the above, without expressing any opinion on the merits of the case, respondent No.1-Haryana Staff Selection Commission, is directed to decide the representation dated 15.02.2023 (Annexure P-16), by passing a speaking order within a period of 06 weeks from the date of receipt of copy of this order.

Disposed of.

(HARNARESH SINGH GILL)
JUDGE

22.03.2023
Mangal Singh

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No