

2023:PHHC:115156

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

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**CM-19257-CWP-2019 in/and
CWP-10560-2004
Date of Decision:-01.09.2023**

RAGHBIR SINGH

...Petitioner

Versus

HARYANA TOURISM CORP.LTD.CHD.

...Respondent

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Sourabh Sheoran, Advocate for
Mr. Hardeep Singh Kasan, Advocate
for the petitioner.

Ms. Ruby Kaur, Advocate for
Mr. Rajesh Lamba, Advocate
for the respondent.

SANDEEP MOUDGIL, J. (Oral)

CM-19257-CWP-2019

This application has been filed under Section 151 CPC to dispose of the case as is squarely covered vide judgment (Annexure P-5) to the writ petition.

In view of the averments made in the application, main case is taken on Board today.

Application stands disposed of.

Main case

The instant petition has been filed under Articles 226/227 of the Constitution of India seeking issuance of writ in the nature of certiorari for quashing the impugned order (Annexure P-7) and directing the respondent to take back the petitioner in service and regularize his services with all consequential benefits.

Vide previous order dated 07.08.2023, learned counsel for the respondent was directed to produce the relevant original record along with documents of the other candidates as well as of the petitioner, on the basis of which, assessment of the marks was made in the light of the criteria adopted for the same. In pursuance thereof, the same has been produced, which is perused by the Court today.

Perusal of the original record shows the bifurcation of marks awarded to each and every candidate. According to the said allocation of marks, the total marks of the petitioner has come at 67, whereas the prescribed marks for general category was 70, under which he has been considered. It is also apparent from the record that no candidate against the general category has been appointed, as there was no test involved under that category, accordingly, the claim of the petitioner was considered against the general category.

Perusal of the original record further shows that allocation of marks so awarded under different categories such as percentage of marks of diploma/experience and in the interview on account of personality test etc. are transparent and fair enough and unfortunately the petitioner could not make out the claim having secured lessor marks for the general category post.

Accordingly, this petition is devoid of merits and stands dismissed.

01.09.2023
P.Bhatt

(SANDEEP MOUDGIL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No