

In the High Court of Punjab and Haryana, at Chandigarh

Civil Writ Petition No. 5139 of 2023

Date of Decision: 15.03.2023

Kulwant Singh and Others

... Petitioner(s)

Versus

State of Punjab and Others

... Respondent(s)

CORAM: Hon'ble Mr. Justice Anil Kshetarpal.

Present: Mr.Rajinder Singh Mann and Mr. Hardeep Singh, Advocates
for the petitioner(s).

Mr. Vikas Arora, Assistant Advocate General,
Punjab.

Anil Kshetarpal, J.

1. Admittedly, the petitioners do not fulfill the minimum qualification as required for the post of Lecturer in the subjects of History and Political Science as per the Punjab Education Service (School and Inspection Border Area) Group “B” Service Rules, 2018.

2. The petitioners claim that in the various recruitment notices issued by the same department in the year 2021, teaching of Social Science in B.Ed. has been treated as equivalent to History and Political Science.

3. Once the rules in exercise of the powers under Article 309 of the Constitution of India have been framed and notified, the government is required to follow the said rules strictly unless amended by the legislature. This Court while exercising the writ jurisdiction, does not find it appropriate to direct the respondents to perpetuate the illegality, if any, which was

committed while issuing the recruitment notices in the year 2021.

4. Keeping in view the aforesaid facts, no ground is made out to issue the writ. Hence, the present writ petition is dismissed.

(Anil Kshetarpal)
Judge

March 15, 2023
“DK”

Whether speaking/reasoned :Yes/No

Whether reportable : Yes/No