

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

(201-13)

CWP-14173-2022

Date of Decision : October 07, 2023

Meenakshi Donkal**.. Petitioner****Versus****State of Haryana and others****.. Respondents****CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. Ravinder Singh Dhull, Advocate, for the petitioner.

Ms. Shruti Jain Goyal, Sr. DAG, Haryana with
Mr. Harish Rathee, Sr. Deputy Advocate General, Haryana.

Mr. Dhanpat Rai Singla, Advocate, for respondent No.5.

HARSIMRAN SINGH SETHI J. (ORAL)

1. In the present writ petition, the challenge is to the show cause notice dated 25.06.2022 (Annexure P-10) by which, the petitioner has been asked to file reply as to why, her services from the post of Clerk should not be terminated.

2. Learned counsel for the petitioner submits that the petitioner is continuing in service as of now and she has only been given notice on the ground that after the selection, the petitioner got married due to which five marks, which were admissible under clause 2.3 (iii) (a) of the Advertisement No.5/2019 (Annexure P-1), are not admissible to the petitioner. Learned counsel for the petitioner further submits that on the date of the selection, the petitioner was unmarried, which factor has to be

taken into account for selection of the petitioner for the post in question.

3. Learned State counsel submits that the said objection of the petitioner to the show cause notice will be taken into consideration and the appropriate order will be passed on the said claim of the petitioner against the show cause notice dated 25.06.2022 and till any order is passed, the petitioner will be allowed to continue in service subject to the fresh order to be passed.

4. Learned State counsel further submits that even if the Department has already passed an order, the claim of the petitioner will be re-considered in view of the objection raised by the petitioner and appropriate fresh order will be passed on the claim of the petitioner.

5. Learned counsel for the petitioner 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 with liberty to the petitioner to avail appropriate remedy in case the petitioner is aggrieved against the fresh order passed by the respondents.

6. Ordered accordingly.

October 07, 2023

harsha

(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No