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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-24115-2016(O&M)

Date of Decision: 05.10.2023

BALBIR KAUR

.....Petitioner

V/s.

STATE OF PUNJAB AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE SANJEEV PRAKASH SHARMA.

Present Mr. Ranjit Saini, Advocate,
for the petitioner.

Mr. Charanpreet Singh, AAG, Punjab.

SANJEEV PRAKASH SHARMA, J (Oral)

1. The petitioner is aggrieved by the select list prepared for the post of Anganwari Workers, wherein the petitioner's candidature has been ignored while respondent No.5 has been included in the select list on the basis of forged and fabricated documents.

2. It is noticed that the petitioner had submitted a Legal Notice dated 29.02.2016 to the Child Development and Project Officer, Raiyya, District Amritsar and the Sarpanch of the Gram Panchayat, but till date no action has been taken for the redressal of the grievance raised therein by the petitioner.

3. Keeping in view the Rules, the Legal Notice is to be treated as an appeal and the Director, Social Security and Women and Child Development Department, Punjab, ought to have decided the representation by treating it as an Appeal under the Rules framed therein.

4. Accordingly, the Director, Social Security and Women and Child Development Department, Punjab, is hereby directed to decide the

Legal Notice dated 29.02.2023 by treating it as an Appeal, after examining the grievances raised by the petitioner objectively and after scrutinizing the entire record of the selection process. In case, it is found that respondent No.5 has been included in the merit on the basis of forged and fabricated documents, leaving the eligible and higher meritorious persons, appropriate orders in that respect be passed, within one month. However, if on decision, it is found that there is no force in the grievance of the petitioner, speaking order be passed in respect thereto within stipulated period of time. The petitioner shall be free to challenge the order rejecting her claim, by filing further appeal before the competent Appellate Authority for redressal of her grievance, if she so chooses.

5. Writ Petition is **disposed of** with the aforesaid observations.

6. All pending applications filed in this Writ Petition shall stand disposed of accordingly.

October 5, 2023

Ess Kay

**[SANJEEV PRAKASH SHARMA]
JUDGE**

Whether speaking / reasoned : *Yes/No.*

Whether Reportable : *Yes/No*