

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

115

CWP-16181-2023
Decided on : 31.07.2023

Jai Sagar

. . . Petitioner

Versus

State of Haryana and others

. . . Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

PRESENT: Mr. Rakesh Nagpal, Advocate
for the petitioner.

Mr. Pankaj Middha, Addl. AG, Haryana.

HARSIMRAN SINGH SETHI, J. (ORAL)

1. Learned counsel for the petitioner submits that though, the claim of the petitioner that he is not required to pass a type test has been rejected by the respondent vide an impugned order but keeping in view the fact that the petitioner has crossed the age of 55 years, the respondents were under obligation to consider whether, the petitioner's case is covered for grant of exemption from passing the type test keeping in view the instructions issued in this regard coupled with the judgments passed by this Court on the said issue.
2. Notice of motion.
3. Mr. Pankaj Middha, Addl. AG, Haryana accepts notice and submits that by the impugned order, the decision has been taken that keeping in view the order of promotion, the petitioner is required to pass the type test and in case, the petitioner seeks any exemption citing the rule governing the said aspect coupled with the settled principle of law on the issue, the petitioner is free to approach the respondents by filing an appropriate representation and in case, any such

representation is filed by the petitioner, the same will be considered by the department in accordance with law and appropriate order will be passed within a period of 8 weeks of receipt of any such representation.

4. Learned counsel for the petitioner submits that keeping in view the statement of learned State counsel, the present petitioner may kindly be disposed of having been not pressed with the liberty to file appropriate representation seeking grant of exemption to the petitioner from passing the type test.

5. Ordered accordingly.

(HARSIMRAN SINGH SETHI)
JUDGE

31.07.2023
Mehak

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