

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Letters Patent Appeal No. 341 of 2022 (O&M)
Date of Decision: 29.11.2023

Haryana Staff Selection Commission through its Secretary
.....Appellant
versus

Budh Ram and others
.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI, ACTING CHIEF JUSTICE
HON'BLE MR. JUSTICE AMAN CHAUDHARY, JUDGE

Present : Mr. Deepak Balyan, Addl. Advocate General, Haryana,
for the appellant.

Mr. G.S.Gopera, Advocate and
Mr. Jasbir Mor, Advocate, for respondent No.1.

RITU BAHRI, ACTING CHIEF JUSTICE (oral)

Appellant-Haryana Staff Selection Commission has filed this appeal against the judgment dated 24.08.2021 passed by the learned Single Judge whereby the writ petition filed by the petitioner (now respondent No.1) seeking a direction to the respondent for appointing him on the post of TGT (Physical Education) in BCA category against the Advertisement dated 28.06.2015 (Annexure P-1) has been allowed and the learned Single Judge while allowing the writ petition has observed that the petitioner has acquired the HTET certificate subsequent to the date of advertisement and the process of interview was going on up to 30.08.2019 vide notice dated 21.08.2019 (Annexure P-16) and since the petitioner had acquired the HTET certificate almost 1½ years prior to 30.08.2019 and had appeared for interview provisionally as per the interim directions issued by this Court, he has to be granted the benefit for being eligible for appointment on the post. It has been further observed by the learned Single Judge that as many as 46 posts of BCA category are lying vacant and therefore, in this backdrop the writ petition has been allowed.

2. After hearing learned counsel for the parties, we do not find any infirmity or illegality in the impugned judgment passed by the learned Single Judge as the petitioner (now respondent No.1) had acquired the eligibility qualification when he appeared for interview. Accordingly, the appeal is dismissed and the appellant-Commission is directed to appoint the petitioner (now respondent No.1) within a period of two weeks and thereafter inform this Court.

(RITU BAHRI)
ACTING CHIEF JUSTICE

(AMAN CHAUDHARY)
JUDGE

29.11.2023
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Whether speaking reasoned	√Yes/No
Whether reportable	Yes/No√