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

CWP-16675-2023

Date of decision: 03.08.2023

Mukesh Kumar

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Rajat Mor, Advocate for the petitioner.

Ms. Rajni Gupta, Addl. A.G., Haryana
for respondent Nos.1 to 3.

VIKAS BAHL, J. (ORAL)

1. This is a Civil Writ Petition filed under Articles 226/227 of the Constitution of India for issuance of a writ, order or direction especially in the nature of mandamus directing the respondents Commission to consider the eligible “Orphan” petitioner (whose mother is living but father has expired before the candidate attaining the age of 42 years) to participate in the upcoming scrutiny of documents to be exercised for the post of male Constable (GD) (Category No.1) of Advertisement No.3/2018.

2. Learned counsel for the petitioner has submitted that for the grievances raised by the petitioner in the present writ petition, the petitioner had given a representation dated 23.05.2023 (Annexure P-10) to respondent No.2 and the petitioner would be satisfied at this stage, in case, the said

respondent No.2 is directed to consider the said representation dated 23.05.2023 (Annexure P-10) in a time bound manner and in case, the pleas raised by the petitioner are found to be meritorious then to grant necessary relief, in accordance with law.

3. Learned State Counsel has submitted that respondent No.2 would consider the said representation dated 23.05.2023 (Annexure P-10) in accordance with law, as expeditiously as possible preferably within a period of six weeks from the date of receipt of certified copy of the present order.

4. Keeping in view the abovesaid facts and circumstances, the present Civil Writ Petition is disposed of with direction to respondent No.2 to consider the representation dated 23.05.2023 (Annexure P-10), in accordance with law, within a period of six weeks from the date of receipt of certified copy of the present order and in case, the pleas raised by the petitioner are found to be meritorious then respondent No.2 would grant necessary relief, in accordance with law and in case, respondent No.2 is of the opinion that the pleas raised by the petitioner are not meritorious then a speaking order rejecting the same be passed within a period of six weeks from the date of receipt of certified copy of the present order.

5. This Court has not opined on the merits of the case and respondent No.2 would consider the case of the petitioner independently and in accordance with law.

03.08.2023*Pawan***(VIKAS BAHL)
JUDGE****Whether speaking/reasoned:-****Yes/No****Whether reportable:-****Yes/No**