

CWP No.16746 of 2023 1

2023:PHHC:100389

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CWP No.16746 of 2023

DECIDED ON: 04.08.2023

Indu Bala

.....Petitioner

VERSUS

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE SANJEEV PRAKASH SHARMA

Present: Mr.Barjesh Mittal, Advocate, for the petitioner.

Mr. Paramjit Batta, Addl. A.G.Punjab.

SANJEEV PRAKASH SHARMA, J (ORAL)

1. The petitioner, by way of this writ petition, assails the advertisement issued by the Punjab Public Service Commission, Patiala dated 11.11.2022 on the ground that it does not mention that there shall be reservation provided in terms of the Punjab Scheduled Caste and Backward Classes (Reservation in Services) Act, 2006 (hereinafter referred to as 'the Act of 2006').

2. This Court finds that the advertisement has been issued under the Punjab Civil Services (Executive Branch) (First Amendment) Rules, 2011 serving in connection with the affairs of the State of Punjab from the employees of Group 'A' and Group 'B' services. The selection is limited to the employees of the State services alone. The Act of 2006 applies on all establishment. In view thereof, presumptions cannot be drawn that the Act shall not apply. Moreso, there are also methods of application provided with separate fees for Scheduled Caste, Scheduled Tribes and Backward Class of Punjab

State and as well as Reserve Categories. The cause of action, at this stage, therefore, does not arise. However, at the time of final selection, if no reservation is provided, the petitioner would always be free to avail her legal remedy, available under law.

3. At this stage, writ petition seems to be premature and accordingly dismissed.

04.08.2023
mamta

(SANJEEV PRAKASH SHARMA)
JUDGE

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