

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

(210)

CWP-4375-2018

Date of Decision : December 06, 2023

Sandeep**.. Petitioner****Versus****Haryana Staff Selection Commission and another .. Respondents****CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. Devender S. Punia, Advocate, for the petitioner.

Mr. Saurabh Mohunta, Deputy Advocate General, Haryana.

HARSIMRAN SINGH SETHI J. (ORAL)

1. In the present writ petition, the grievance of the petitioner is that he has wrongly been declared ineligible for competing for the post of Heavy Vehicle Driver keeping in view the Advertisement No.4/2017 (Annexure P-1).

2. From the facts mentioned in the petition, the posts of Heavy Vehicle Driver were advertised vide Advertisement No.4/2017 (Annexure P-1) according to which, the eligible candidates who intend to compete should have driving licence of Heavy Transport Vehicle with three years of experience of the driving of the Heavy Transport Vehicle. The petitioner considering himself eligible applied for the post in question on 01.06.2017. The petitioner competed for the post in question but at the time of scrutiny of documents, the petitioner was found ineligible on the ground that the

petitioner's licence, which was appended alongwith the application form, it was clearly mentioned that the petitioner was authorized to drive a Heavy Transport Vehicle from the year 2014 and from 2014, till the filing of the application form, the petitioner did not had valid experience of three years in order to be considered eligible for the post in question as no such document supporting the same was given by him. The said order is under challenge in the present writ petition.

3. Learned counsel for the petitioner submits that the petitioner had another valid driving licence prior to the driving licence, copy of which has been appended with this petition as Annexure P-5. Learned counsel for the petitioner further submits that the said licence was issued from Nagaland.

4. On being asked as to whether the said licence was produced before the authorities concerned for verification at the time of scrutiny of documents, learned counsel for the petitioner very fairly conceded that copy of the said driving licence was not attached with the application form as only the driving licence issued on 29.12.2011 was attached with the application form.

5. That being the factual position, once from the driving licence, copy of which has been appended with this petition as Annexure P-5 was attached with the application form to claim eligibility, it is clear that the petitioner only became eligible to drive the heavy vehicle in the year 2014 and the petitioner did not had valid three years experience certificate, which fact is clear from the documents attached with the application form.

6. That being so, the action of the respondents in treating the petitioner as ineligible, cannot be interfered with.

7. Dismissed.

December 06, 2023
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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