

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(209)

CWP No. 25979 of 2019
Date of Decision : 20.12.2023

Rakesh

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Aftab Singh Khara, Advocate for the petitioner.

Mr. Harish Rathee, Sr. Deputy Advocate General, Haryana.

Harsimran Singh Sethi J. (Oral)

1. In the present petition, the petitioner is seeking appointment under the Sports Policy dated 20.08.2013 (Annexure P-1) as well as Sports Policy dated 15.07.2014 (Annexure P-2).

2. Learned counsel for the petitioner submits that the claim of the petitioner for the grant of appointment under the Sports Policy of the year 2013 dated 20.08.2013 as well as the subsequent Sports Policy of the year 2014 dated 15.07.2014, according to which, the medal winning sports person at an international level are entitled for appointment, has been rejected by the respondents despite the fact that petitioner had got a medal at an international level in the Second Asia Kabaddi Cup played in the year 2012, which Sport/Event was organized by the Amateur Kabaddi Federation of India, which Federation has been recognized by the

Ministry of Youth Affairs and Sports, Government of India as well as the Asian Kabaddi Federation.

3. Learned counsel for the petitioner submits that the claim of the petitioner has been rejected by simply saying that the claim is not covered under both the Policies without giving any reason as to how, the petitioner does not fulfill the requirement of the Policy concerned for appointment.

4. Learned counsel for the petitioner further submits that for the Event in question, not only the petitioner has participated but the petitioner has also been given cash award, which fact goes undisputed, hence, the respondents are under obligation to re-consider the claim of the petitioner and pass a detailed order as to whether, in the facts and circumstances of the present case, the petitioner is entitled for the grant of benefit of appointment under the relevant Sports Policy or not.

5. Learned counsel for the respondents submits that appropriate fresh order will be passed in case, any representation is received from the petitioner giving the details of the cash award for the Event on the basis of which, the relief is being sought for qua the appointment under the Sports Policy. Learned counsel submits that the settled principle of law will also be taken into consideration while passing a fresh order and detailed reasons will be given as to whether, the claim of the petitioner is justified or not.

6. Learned counsel for the petitioner submits that keeping in view the said statement of learned counsel for the respondents, the

present petition may kindly be disposed of having been not pressed any further with liberty to the petitioner to approach the respondents giving the details of the Event as well as the details of the cash award on the basis of which, petitioner is claiming appointment as well as the settled principle of law on the issue in question as already settled by this Court.

7. Ordered accordingly.

December 20th, 2023
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No