

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

(120)

CWP-20666-2023

Date of Decision : September 18, 2023

Parveen**.. Petitioner****Versus****State of Haryana and others****.. Respondents****CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: None for the parties.

HARSIMRAN SINGH SETHI J. (ORAL)

1. In the present writ petition, the prayer of the petitioner is that he is entitled for the grant of Sports Gradation Certificate for securing 3rd position in 41st Senior State Volleyball Championship, which was held at Fatehabad from 28.01.2022 to 30.01.2022 as the petitioner is entitled for the said benefit as per the instructions issued by the Government of Haryana for the issuance of the Gradation Certificate.

2. Further prayer of the petitioner is that keeping in view the said Sports Gradation Certificate, the petitioner be considered eligible for appointment under ESP category in pursuance to the Advertisement No.1 of 2023 against Group D post.

3. As the petitioner is claiming the writ of mandamus, not only there should exist a right with the petitioner to claim the benefit but the petitioner should have raise the said claim before the authorities concerned

before approaching this Court.

4. As no representation has been attached with the present petition, the present petition is disposed of with a direction to the petitioner to approach the authorities concerned at the first instance raising the grievance by filing appropriate representation.

5. It is made clear that in case any representation is filed by the petitioner seeking the grant of Sports Gradation Certificate or to consider his claim for appointment for Group D post under the ESP category in pursuance to the Advertisement No. 1 of 2023, the same will be decided by the authorities concerned within a period of six weeks from the receipt of any such claim from the petitioner, which should be accompanied by the present order being passed and in case after the decision of the representation, the petitioner is entitled for any relief, the same be also extended to him without any further delay.

September 18, 2023

harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No