

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

CWP-20455-2023

Date of Decision :-20.09.2023

Sandeep Balhara**...Petitioner**

Versus

State of Haryana and another**... Respondents****CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. Surender Pal, Advocate for the petitioner

Ms. Harpriya Khaneka, Advocate
for respondent No.2-Commission.

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Harsimran Singh Sethi, J. (Oral)

In the present petition, the prayer of the petitioner is to consider the candidature of the petitioner, who is competing against the post reserved for freedom fighter to be allowed to participate in the written examination in case after the selection process is over, the posts reserved for ex-servicemen or backward class remains vacant due to non-availability of suitable candidates, so that their claim can be considered in that eventuality.

Learned counsel for the petitioner very fairly concedes the fact that as of now, there is no post reserved for freedom fighter in the advertisement so as to raise a claim and compete in the written examination for grant of selection under the quota of freedom fighter.

Notice of motion.

Ms. Harpriya Khaneka, Advocate, who is present in the Court,
on the asking of the Court accepts notice on behalf of the respondent No.2-

HPSC and filed a reply to contend that claim of the petitioner can only be

considered against a vacant post of the backward class or ex-serviceman in case any such post remains vacant after the selection process is over but as of now petitioner does not have any claim on any post under the reserved category of freedom fighter.

Learned counsel for the respondent No.2-Commission submits that as per her instructions, as depicted in the reply filed, in case any post in the backward class or ex-serviceman quota remains vacant after the selection process is over, appropriate process will be initiated as envisaged under law to consider the claim of the petitioner in accordance with law qua his claim for selection/appointment in the reserved category of freedom fighter.

Learned counsel for the petitioner submits that keeping in view the statement made by learned counsel for the respondent No.2-Commission, no further grievance of the petitioner subsists at this stage hence, the present petition may kindly be disposed of having been not pressed any further.

Ordered accordingly.

September 20, 2023
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No