

126 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-129-2023 (O&M)

Date of Decision:05.09.2023

SANJAY KUMAR

..... Petitioner

Versus

UNION OF INDIA AND OTHERS

..... Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present : Mr. Yesh Paul Malik, Advocate with
Ms. Divya Jyoti, Advocate
for the petitioner.

Mr. Amit Sharma, Advocate
for the respondents.

JAGMOHAN BANSAL, J. (Oral)

CM-14767-CWP-2023

Application for placing on record Annexures P-15 to P-18, is allowed, in view of the averments made in the application, duly supported by affidavit. Said documents are taken on record. Office to append the same at appropriate place.

CM stands disposed of.

CWP-129-2023

1. The petitioner through instant petition under Article 226 of the Constitution of India is seeking direction to respondent to consider case of the petitioner for appointment on the post of Constable (Animal Transport).

2. Learned counsel for the petitioner *inter alia* contends that petitioner pursuant to advertisement applied for the post of Constable

(Animal Transport). The petitioner applied under OBC category. The petitioner cleared written examination as well as physical test. During medical examination, he was declared unfit on account of some infirmity in the vision. The petitioner was again subjected to medical examination and was found fit.

3. Learned counsel for the petitioner further submits that petitioner never obtained forged medical fitness certificate. The certificate, if any, was obtained by someone else and petitioner has never used alleged certificate. The petitioner has been found medically fit, thus, he deserves to be considered.

4. Learned counsel for the respondents on instructions from Satish Kumar (ITBP) submits that one post under OBC category is lying vacant. The Competent Authority would consider case of the petitioner and in this regard an appropriate order would be passed within four weeks from today.

5. In the wake of statement of learned counsel for the respondents, the present petition stands disposed of.

6. The petitioner is at liberty to avail remedies as permissible by law, if claim of the petitioner is rejected.

(JAGMOHAN BANSAL)
JUDGE

05.09.2023
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Whether speaking/reasoned	Yes/No
<i>Whether Reportable</i>	<i>Yes/No</i>