

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

125

LPA-1872-2023 (O&M)

Date of decision: 28.11.2023

Chanchal

....Appellant

versus

State of Haryana and others

....Respondents

**CORAM: HON'BLE MS. JUSTICE RITU BAHRI, ACTING CHIEF JUSTICE
HON'BLE MR.JUSTICE AMAN CHAUDHARY**

Present : Mr. Rajat Mor, Advocate for the appellant

Mr. Deepak Balyan, Additional Advocate General, Haryana

AMAN CHAUDHARY, J.

1. Challenge in the instant Letters Patent Appeal is to the judgment dated 15.11.2023 passed by learned Single Judge whereby the writ petition filed by the appellant seeking exemption from undergoing Basic Training Course of 9 months, was dismissed.

2. Noticeably, the appellant in the present case was not selected as Male Constable (GD), on account of he not having been granted five marks under the Socio Economic criteria, thus, during the interregnum had joined the post of Male Constable (IRB) and underwent the mandatory training along with the batch No.86 that comprised of Male Constables (GD), Female Constables (GD) and Male Constables (IRB). However, upon his subsequent selection as Male Constable (GD) after adding the requisite marks, he was directed to undergo the same training once again.

3. The controversy as regards being compelled to undergo the training the 2nd time over, has already been decided by this Court in LPA-1716-2023, titled as **Ravinder Kumar vs. State of Haryana and others**, decided on

22.11.2023, whereby exemption was granted to the appellant, previously appointed as Male Constable (IRB) from undergoing the Basis Course-I, upon being selected as Constable (GD). As a matter of fact, it is evident that the present case revolves around similar facts as were involved in the case of **Robin Singh and another vs. State of Haryana and others**, CWP-16315-2022 decided on 23.08.2022, which was wrongly distinguished by the learned Single Judge.

4. In view of the aforesaid, the present appeal is allowed in terms of judgment passed in LPA-1716-2023. The appellant is ordered to be granted exemption from undergoing the Basic Training Course-I.

5. Pending application(s), if any, shall also stand disposed of.

(RITU BAHRI)
ACTING CHIEF JUSTICE

(AMAN CHAUDHARY)
JUDGE

28.11.2023
ashok/gsv

Whether speaking / reasoned: YES / NO
Whether Reportable: YES / NO