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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-332-2024

Date of Decision:13.02.2024

JOGENDER

..... Petitioner

Versus

UNION OF INDIA AND ORS.

..... Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present : Mr. Brijesh Kumar, Advocate and
Mr. Kushager Goyal, Advocate
for the petitioner.

Mr. Indresh Goel, Senior Panel Counsel
for the respondents No.1 and 2-UOI.

JAGMOHAN BANSAL, J. (Oral)

1. The petitioner through instant petition under Article 226 of the Constitution of India is seeking setting aside of final selection list dated 15.12.2023 (Annexure P-12) for the post of Water Carrier.
2. The petitioner pursuant to an advertisement dated 20.02.2023 applied for the post of Constable (Tradesman). The petitioner belongs to ‘Other Backward Class’ Category. He participated in the selection process and cleared written test as well as physical test. He was shortlisted in the result dated 27.10.2023, however, his name did not appear in the final select list.
3. Mr. Indresh Goel, Senior Panel Counsel submits that candidature of the petitioner has been rejected as minimum qualification for the post applied by petitioner was level-I course in food production or kitchen from National Skill Development Corporation (for short ‘NSDC’)

or any institute recognized by NSDC. The petitioner was not having certificate issued by NSDC, thus, his candidature was rejected.

4. On being confronted with Annexure P-6 i.e. certificate dated 27.03.2023 issued by Om Vijay Charitable Trust, learned counsel for the respondents-UOI submits that said trust is not recognized by NSDC, thus, certificate is invalid.

5. Faced with this, learned counsel for the petitioner undertakes to get certificate from Om Vijay Charitable Trust to the effect that their trust is duly recognized by NSDC for the purpose of issuing level-I certificate. In alternative, he may get confirmation letter from NSDC.

6. In the wake of statements of both sides, the present petition stands disposed of with liberty to petitioner to furnish certificate either from NSDC or Om Vijay Charitable Trust to the effect that trust at the relevant point of time was duly recognized by NSDC to issue level-I certificate. On doing so, the respondent shall re-consider claim of the petitioner within 4 weeks.

(JAGMOHAN BANSAL)
JUDGE

13.02.2024
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Whether speaking/reasoned	Yes/No
<i>Whether Reportable</i>	<i>Yes/No</i>