

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(118)

CWP No. 988 of 2024
Date of Decision : 16.01.2024

Vinod Malik

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Aftab Singh Khara, Advocate for the petitioner.

Mr. Harish Nain, Assistant Advocate General, Haryana.

Harsimran Singh Sethi J. (Oral)

1. Learned counsel for the petitioner submits that petitioner is claiming appointment for the post of Coach in respect of the Advertisement No. 11 dated 01.12.2015 (Annexure P-1). Learned counsel for the petitioner submits that the petitioner secured 167 marks and was ranked first whereas, the candidates, who were less meritorious, have already been granted appointment, which is arbitrary and illegal. Learned counsel further submits that once the appointment is to be granted on the basis of merit obtained by a candidate in the selection process, it was incumbent upon the respondents to offer appointment to the petitioner first and then go to the less meritorious candidates, hence, appropriate direction needs to be issued to the respondents to grant the petitioner the benefit of appointment on the post of Junior Coach Cycling with effect from the date the candidates less meritorious have been offered appointment.
2. Learned counsel for the petitioner submits that the petitioner has already raised the said grievance in the representation dated 25.04.2023

(Annexure P-8) sent through Email but the same is still pending consideration with the respondents and the petitioner will be satisfied, at this stage, in case a direction is issued to the respondents to decide the same by passing an appropriate speaking order in a time bound manner.

3. Notice of motion.

4. On the asking of the Court, Mr. Harish Nain, learned Assistant Advocate General, Haryana, who is present in Court, accepts notice on behalf of the respondent-State and submits that in case, the representation dated 25.04.2023 (Annexure P-8) has been received in the office of the concerned authorities and it is still pending consideration with the authorities concerned, the same will be decided by the competent authority within a period of eight weeks from the date of the receipt of certified copy of this order by passing an appropriate speaking order and in case, after the decision, the petitioner is found entitled for any benefit, the same will be extended to her within a further period of four weeks.

5. Learned counsel for the petitioner submits that keeping in view the statement of learned State counsel, the present petition may kindly be disposed of having been not pressed any further.

6. Ordered accordingly.

January 16th, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No