

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

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CWP-5013-2024

Date of Decision :04.03.2024

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

Present: Mr. Gandharv Malhotra, Advocate for the petitioner.

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Harsimran Singh Sethi, J. (Oral)

1. Learned counsel for the petitioner argues that in pursuance to advertisement No.4/2018 issued by the respondents, the petitioner has competed for Group-D post in the reserved category of physically handicapped wherein, 82 posts were reserved. Learned counsel for the petitioner further argues that name of the petitioner was put in the waiting list but he was not offered any appointment and later on, the petitioner came to know that the candidates, who were lower in merit in the waiting list have been accommodated whereas, no offer of appointment was given to the petitioner, which action of the respondents is arbitrary and illegal.

2. Learned counsel for the petitioner further argues that once the candidates lower in merit in the waiting list have been appointed in the category in which the petitioner was competing, the petitioner is also entitled to be appointed from the date the candidate lower in merit than him has been appointed.

3. Learned counsel for the petitioner submits that the petitioner has already raised the said grievance before the respondents by way of submitting a representation dated 17.10.2023 (Annexure P/9), which is still pending consideration with the respondents and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the said representation.

4. Notice of motion.

5. Mr. Harish Nain, AAG, Haryana accepts notice on behalf of the respondent-State and submits that in case the representation dated 17.10.2023 (Annexure P/9) has been received from the petitioner and is still pending consideration with the respondents, the same will be decided by the respondents in accordance with law and an appropriate order will be passed within a period of 08 weeks from the date of receipt of copy of this order

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

7. Ordered accordingly.

March 04, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

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