

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

125

CWP-5125-2024

Date of Decision :04.03.2024

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

Present: Mr. Sarthak Gupta, Advocate for the petitioner.

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Harsimran Singh Sethi, J. (Oral)

1. In the present petition, grievance of the petitioner is that though, the petitioner had competed for the post of Clerk in pursuance to advertisement No.1/2008 dated 07.02.2008 (Annexure P/1) issued by the respondents in the year 2008 but now in the year 2023, the petitioner has come to know that the candidates, who were lower in merit, have already been appointed by the respondents whereas, the petitioner was never given benefit of appointment, which action of the respondents is arbitrary and illegal.

2. Learned counsel for the petitioner argues that once the candidates lower in merit have been appointed, the respondents are under an obligation to grant the benefit of appointment to the petitioner also.

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 06.01.2024 (Annexure P/7), 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 06.01.2024 (Annexure P/7) has been received from the petitioner and is still pending consideration with the authorities concerned, the same will be decided by the concerned authorities 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