

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

(110)

CWP-5685-2024

Date of Decision : March 12, 2024

Rahul Yadav**.. Petitioner****Versus****State of Haryana and others****.. Respondents****CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. Sachin Bhardwaj, Advocate, for the petitioner.

Mr. Harish Nain, Assistant Advocate General, Haryana.

HARSIMRAN SINGH SETHI J. (ORAL)

1. In the present writ petition, the grievance being raised by the petitioner is that the petitioner competed for Group C post as advertised in the Advertisement No.3 of 2023 dated 07.03.2023 (Annexure P-1) by the respondents.

2. Learned counsel for the petitioner submits that the petitioner cleared the common eligibility test and thereafter appeared in the examination and secured 64.35 marks, copy of result is annexed as Annexure P-5. Learned counsel for the petitioner further submits that there are certain posts in the category in which the petitioner is competing, which have not been filled up and are vacant but the claim of the petitioner is not being considered against those vacant posts by the respondents and that too in a totally arbitrary and illegal manner.

3. Notice of motion.

4. Mr. Harish Nain, learned Assistant Advocate General, Haryana, who is present in the Court, accepts notice on behalf of the respondents.

5. Learned counsel for the respondents submits that without raising the said grievance before the authorities concerned, the present writ petition has been filed seeking mandamus which is not maintainable and in case, the petitioner has any grievance with regard to said posts lying vacant in the category in which the petitioner is competing, the petitioner is free to raise the said grievance before the authorities concerned and in case any such claim is raised by the petitioner by filing appropriate representation, appropriate order on the said claim will be passed within a period of eight weeks of the receipt of any such claim.

6. Learned counsel for the petitioner submits that keeping in view the statement of learned counsel for the respondents, the present writ petition may kindly be disposed of having been not pressed any further with liberty to the petitioner to file appropriate representation with the authorities concerned raising the grievance as raised in the present petition.

7. Ordered accordingly.

March 12, 2024

harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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