

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

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CWP-5953-2024

Date of Decision :14.03.2024

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

Present: Mr. Monu Sharma, Advocate for
Mr. Rohit Mittal, Advocate for the petitioner.

Mr. Harish Nain, AAG, Haryana.

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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 by the respondents but has not been given appointment to the post in question despite there being vacant post.

2. Learned counsel for the petitioner submits that the petitioner cleared the eligibility test and thereafter appeared in the examination and secured 64.20 marks. 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 lying vacant but the claim of the petitioner is not being considered against those vacant post 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 the some 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 14, 2024

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(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No