

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

(272)

CWP-6401-2024

Date of Decision : April 09, 2024

Rajinder Kumar

.. Petitioner

Versus

Haryana Staff Selection Commission

.. Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Ankur Sidhar, Advocate, for the petitioner.

Mr. Tapan Kumar Yadav, Deputy Advocate General, Haryana.

HARSIMRAN SINGH SETHI J. (ORAL)

1. In the present writ petition, the grievance of the petitioner is that his category has been changed from ESM (Disabled) (General) to ESM (General) and that too without there being any request from the petitioner.

2. Learned counsel for the petitioner submits that once in the application form, the petitioner has mentioned his category as ESM (Disabled) (General), the petitioner is entitled to be considered under the said category for all intents and purposes.

3. Learned counsel for the petitioner submits that the grievance raised in the present petition has already been raised by the petitioner in the representation dated 08.03.2024 (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 by passing an appropriate speaking order.

4. Learned counsel for the respondents submits that in case the representation dated 08.03.2024 (Annexure P-9) has not been decided so far, the same will be decided by the authorities concerned within a period of two weeks of the receipt of copy of this order and in case, it is found feasible to accept the request of the petitioner, the same will be done otherwise due reasons will be mentioned in the speaking order for not accepting the claim of the petitioner.

5. Learned counsel for the respondents submits that liberty be given to the Secretary of the Commission to pass an appropriate order.

6. Keeping in view the above, the present writ petition is disposed of in view of the undertaking of the respondent-Commission to pass appropriate order on the representation of the petitioner within a period of two weeks of the receipt of copy of this order. It is made clear that in case, no such order is passed within a period of two weeks, adverse influence will be drawn by this Court apart from initiating other proceedings against the respondents including the contempt proceedings.

April 09, 2024

harsha

(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No