

CWP-8226-2024

-1- 2024:PHHC:049895

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CWP-8226-2024

Date of Decision :15.04.2024

Himani

...Petitioner

Versus

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Munish Jolly, Advocate for the petitioner.

Mr. Krishna Mourya, Advocate for
Mr. Balwinder Sangwan, Advocate for respondent No.2-HPSC.

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Harsimran Singh Sethi, J. (Oral)

1. Learned counsel for the petitioner submits that in the present petition, grievance of the petitioner is that while issuing advertisement dated 22.02.2023 (Annexure P/5) by which 112 posts of Assistant District Attorney were advertised by the respondents, due reservation in favour of the persons with disability was not granted. Learned counsel for the petitioner further submits that though at the time when advertisement was issued, 4% reservation in favour of the persons with disability was to be given but posts were not reserved for the said reserved category as per 4% reservation hence, the respondents are liable to be directed to grant the benefit of 4% reservation to the persons with disability and thereafter, consider the claim of the petitioner against the posts, which comes to the category of persons with disability.

2. Notice of motion.

3. Mr. Harish Nain, AAG, Haryana accepts notice on behalf of respondent-State and submits that in the present case, selection has already been made to the post in question and the petitioner has come at a belated stage by raising the said grievance. Learned counsel for the respondents further submits that in case petitioner was aggrieved in any manner, she should have raised the said grievance at the time of issuance of advertisement wherein, reservation of each category was duly mentioned but even still the petitioner has any grievance, she can approach the respondents by way of filing an appropriate representation and in case, any such representation is filed by the petitioner, the same will be considered in accordance with law and an appropriate order will be passed within a period of 08 weeks from the date of receipt of any such representation.

4. Learned counsel for the petitioner submits that keeping in view the statement made by learned counsel for the respondents, present petition may kindly be disposed of having been not pressed any further with liberty to approach the respondents by way of representation.

5. Ordered accordingly.

April 15, 2024

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(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No