



**CM-16355-CWP-2024 in/and
CWP-27050-2017 & connected case 1**

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

**(106+208-A) CM-16355-CWP-2024 in/and
CWP-27050-2017
Date of Decision : October 16, 2024**

Gagandeep Singh and others .. Petitioners

Versus

State of Punjab and others .. Respondents

(208) CWP-4880-2017

Rahul Mahajan and others .. Petitioners

Versus

State of Punjab and another .. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Ms. Amandeep Kaur, Advocate, for petitioner No.4
in CWP-27050-2017.

Mr. Navrajdeep Singh, Advocate, for
Mr. P.K. Khurana, Advocate, for the petitioners
in CWP-4880-2017.

Mr. Swapan Shorey, Deputy Advocate General, Punjab.

Mr. Rajeev Anand, Advocate, for respondent No.4.

HARSIMRAN SINGH SETHI J. (ORAL)

CM-16355-CWP-2024 in CWP-27050-2017

Present application has been filed for placing on record the order dated 05.09.2024 as Annexure P-9, which is information given to the petitioners under RTI with regard to the vacancies which were available in respect of the advertisement qua which the petitioners have raised claim in the present petitions.



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CWP-27050-2017 & connected case 2**

Notice of the application to the counsel opposite.

Mr. Swapan Shorey, learned Deputy Advocate General, Punjab, accepts notice on behalf of respondent-State. He raises no objection for the grant of prayer as raised in the present application.

Keeping in view the averments made in the application, which are duly supported by an affidavit, the application is allowed. Annexure P-9 is taken on record.

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1. By this common order, two writ petitions, the details of which have been given in the heading, are being disposed of as both the petitions involve the same question of law on similar facts.

2. In the present writ petitions, the claim being raised by the petitioners is that the petitioners competed for the post of Agriculture Sub Inspector, which posts were advertised by the respondents vide Advertisement No. 6 of 2015 (Annexure P-3) and even as per the respondents themselves, 14 posts, out of the advertised, are lying vacant against which, the petitioners can be considered for appointment but the respondents are not considering the claim of the petitioners, which is causing prejudice to them.

3. Learned State counsel submits that though the posts are lying vacant out of the advertised posts but during the selection process, it was decided to re-structure the vacancies in the Department of Agriculture and the said re-structuring is under process and it will only be decided whether, 14 posts are required to be filled up after re-structuring process is over.



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4. Learned State counsel further submits that in case, after re-structuring process is over and it is found that the posts which could not be filled up out of the advertised posts, are to be filled up, the claim of the petitioners including the other eligible candidates in accordance with the merit as well as eligibility, will be considered.

5. Learned counsel for the petitioners submits that the respondents be directed to conclude the re-structuring process in a time bound manner so that the petitioners do not suffer any prejudice.

6. Keeping in view the above, the respondents are directed to complete the re-structuring process, which according to them, is already under process, within a period of four months of the receipt of copy of this order and thereafter, consider the claim of the petitioners in accordance with law keeping in view the statement of learned State counsel recorded hereinbefore.

7. Learned counsel for the petitioners submits that keeping in view the statement of learned State counsel, the present writ petitions may kindly be disposed of having been not pressed any further.

8. Ordered accordingly.

9. A photocopy of this order be placed on the file of other connected case.

October 16, 2024
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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