



CWP No. 18900 of 2024

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(109)

CWP No. 18900 of 2024

Date of Decision : 08.08.2024

Amrit Setia

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Aakash Singla, Advocate for the petitioner.

Mr. Charanpreet Singh, Assistant Advocate General, Punjab.

Mr. Divyansh Vats, Advocate for

Mr. H.S. Batth, Advocate for respondent No. 5-University.

Harsimran Singh Sethi J. (Oral)

1. In the present petition, the grievance being raised by the petitioner is that the candidates who are lower in merit than the petitioner are being given appointment, whereas the claim of the petitioner is not being considered and that too without any valid justification.

2. Learned counsel for the petitioner submits that once the selection is to be made on the basis of the merit, the petitioner has to be given preference over the candidates having lower merit whereas, by the Notice dated 26.06.2024 (Annexure P-10), the candidates who are lower in merit have been called for selection, which is arbitrary and illegal.

3. Learned counsel for the petitioner submits that the petitioner has already raised the said grievance in the representation dated 28.06.2024 (Annexure P-12) but the same is still pending consideration with the respondents and the petitioner will be satisfied, at this stage, in case a

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direction is issued to the respondents to decide the same by passing an appropriate speaking order in a time bound manner.

4. Notice of motion.

5. On the asking of the Court, Mr. Charanpreet Singh, learned Assistant Advocate General, Punjab, who is present in Court, accepts notice on behalf of the respondent-State and Mr. Divyansh Vats, Advocate for Mr. H.S. Batth, Advocate accepts notice on behalf of respondent No. 5-University. Learned counsel for the respondents submit that in case, the representation dated 28.06.2024 (Annexure P-12) has been received in the office of the concerned authorities and the same is still pending consideration with the authorities concerned, the same will be decided by the competent authority within a period of four weeks from the date of the receipt of certified copy of this order by passing an appropriate speaking order. Learned counsel further submits that in case, it is found feasible to accept the claim of the petitioner, the same will be accepted, otherwise due reasons will be mentioned for not accepting the claim of the petitioner in the speaking order to be passed and the said order will be duly conveyed to the petitioner.

6. Learned counsel for the petitioner submits that keeping in view the statement of learned counsel for the respondents, the present petition may kindly be disposed of having been not pressed any further.

7. Ordered accordingly.

August 08, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No