

**CWP-19071-2024****1**

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

(110)**CWP-19071-2024****Date of Decision : August 09, 2024****Hardeep Singh and another****.. Petitioners**

Versus

State of Punjab and others**.. Respondents****CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. Supinder Singh Sohi, Advocate, for the petitioners.

Mr. Swapan Shorey, Deputy Advocate General, Punjab.

HARSIMRAN SINGH SETHI J. (ORAL)

1. In the present writ petition, the grievance being raised by the petitioners is that the respondents had issued an Advertisement No.1 dated 06.01.2022 (Annexure P-1) for appointment of 312 which was increased to 418 posts of Steno-Typist/ Junior Scale Stenographer vide Corrigendum dated 30.11.2022 (Annexure P-3) to be filled in various Government Departments.

2. Learned counsel for the petitioners submits that the posts which were advertised did not include any post to be filled in the respondent-Department as the requisition qua any post was not sent by the Health Department hence, the appointment of the candidates selected in pursuance 418 posts could not have been appointed in the Department of Health and

**CWP-19071-2024****2**

Family Welfare and posts which are being filled up in the Department of Health and Family Welfare, Punjab, should have been sent to the Subordinate Service Selection Board to make a fresh selection.

3. Learned counsel for the petitioners further submits that the recruitment should have only been restricted to the Department, who had sent requisition to the Subordinate Service Selection Board for appointment of Steno-Typist/ Junior Scale Stenographer hence, the offer of appointment by respondent No.3- Department in favour of respondents No. 4 to 6, is arbitrary and illegal and contrary to the condition No.5 of the Advertisement.

4. Notice of motion.

5. Mr. Swapan Shorey, learned Deputy Advocate General, Punjab, who is present in the Court, accepts notice on behalf of the respondents.

6. Learned State counsel submits that the private respondents are the one, who have been selected against 418 posts and these employees were initially sent to the Department of Science and Technology, which Department did not accept them as they only wanted the Steno Typist having proficiency in English typing whereas, the private respondents are proficient in Punjabi typing as there was need in the respondent No.3- Department qua Steno-Typist having proficiency in Punjabi, the private respondents are being adjusted in the said Department and therefore, the petitioners who have competed and failed to get selected against 418 posts, cannot raise any grievance.

7. I have heard learned counsel for the parties and have gone through the record with their able assistance.

**CWP-19071-2024****3**

8. Once, it is a conceded fact that the respondent-State had issued an advertisement for selecting 418 candidates as Steno-Typist/Senior Scale Stenographer and the petitioners competed qua the said posts but failed to get selected whereas, the private respondents were meritorious enough to get selected against 418 posts, the petitioners cannot raise any grievance with regard to the appointment of private respondents being made in a particular Department. Even if, any Department of the State of Punjab has not sent requisition but is in need of a selected candidate and the selected candidate out of 418 is available to be appointed in any such Department of the State, the State of Punjab is well within its right to offer the appointment to such selected candidate. The petitioners, who failed to get selected, cannot raise any objection to the said offer being made by a particular Department only on the ground that while issuing the requisition to fill 418 posts of Steno-Typist/Senior Scale Stenographer, no requisition was received from a particular Department where the appointments are being made.

9. Learned counsel for the petitioners has not been able to point out that the private respondents are beyond 418 candidates, who have been selected against the advertised post.

10. Rather, the fact that the private respondents upon being selected against one of the 418 posts were sent to the Department of Science and Technology where they were not accepted and are now being appointed in respondent No.3-Department, the same cannot be treated arbitrary or illegal when the private respondents are the selected candidates qua 418 posts advertised.

**CWP-19071-2024****4**

11. Learned counsel for the petitioners submits that there is a violation of clause 5 of the Advertisement.

12. It may be noticed that the said clause only deals with the reservation of the post to the effect that in case, any Department comes to the conclusion that while sending a requisition, the reservation of post was not rightly done and it is only under those circumstances, the Corrigendum needs to be issued. There is no Corrigendum needs to be issued for appointment of the candidates in a Department of the Government of Punjab in case the candidate is selected against the post advertised.

13. No other argument was raised.

14. Keeping in view the above, no ground is made out for any interference by this Court in the facts and circumstances of the present case.

15. Dismissed.

August 09, 2024
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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