



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Sr. No.110

CWP-24316-2024
Date of Decision: 30.09.2024

Anil Kumar

.... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. Jasbir Mor, Advocate for the petitioner.

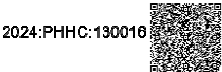
Mr. Harish Rathi, Sr. DAG, Haryana.

TRIBHUVAN DAHIYA, J. (ORAL)

The grievance raised by the petitioner is that he has been offered appointment to the post of TGT Physical Education pursuant to advertisement 02/2023, dated 21.02.2023, in Mewat cadre as a General category candidate, ignoring his merit and preference for Rest of Haryana cadre as an EWS category candidate, which is arbitrary and illegal.

2. The petitioner's result as well as scrutiny form has been produced, a perusal whereof shows that he has secured more marks than the last selected candidate in EWS category, and has opted for Rest of Haryana cadre as first preference. Accordingly, it appears that on account of some mistake on the respondents' part the petitioner has been allocated Mewat cadre instead of Rest of Haryana, which he is entitled to as per the preference given, as also on merit.

3. Learned State counsel does not dispute that the petitioner herein is similarly placed as petitioners in CWP-19489-2024 titled *Krishan Kumar and another v. State of Haryana and others*, decided on 04.09.2024.



4. In view thereof, the petition stands disposed of in terms of *Krishan Kumar* case *ibid*, by directing the Commission to correct the error/mistake in the merit list, and recommend the petitioner for appointment as TGT Physical Education in Rest of Haryana cadre under EWS category as per merit. The second respondent shall, thereupon, offer appointment to the petitioner, subject to his fulfilling the requisite conditions, from the date other selected candidates pursuant to the selection in question have been appointed. The directions shall be carried out by the respondents within a period of four weeks of receiving a certified copy of the order.

(TRIBHUVAN DAHIYA)
JUDGE

30.09.2024
Maninder

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