



CWP-25111 of 2024

-1-

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

119

CWP-25111 of 2024
Date of Decision: 13.11.2024

Pardeep Kumar

..... Petitioner

Versus

Skill Development and Industrial Training Department,
Haryana and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. Manish Mehta, Advocate for the petitioner.

Ms. Tanushree Gupta, DAG, Haryana.

TRIBHUVAN DAHIYA, J (ORAL)

This petition has been filed, *inter alia*, seeking a writ of *certiorari* quashing the order dated 06.09.2024, Annexure P-12, whereby the petitioner's candidature for the post of Draughtsman Civil Instructor (Theory), category No.95, advertised vide advertisement 12/2019, has been cancelled; further, a writ of *mandamus* has been sought directing the respondents to consider the petitioner's experience certificate dated 02.10.2019, Annexure P-8, certifying that he worked as a Site Supervisor in 'The Kanti Cooperative Labour & Construction Society Ltd.', for the post.

2. It is *inter alia* contended that the petitioner has been considered ineligible for want of requisite experience as his experience in M/s Kapil Electrical, Narnaul, from 09.09.2011 to 28.08.2015, Annexure P-9, could not be verified from the employer. It was because the said concern did not have the old record pertaining the petitioner's experience. He has further contended that alongwith the application form, the petitioner had uploaded another experience certificate, dated 02.10.2019, Annexure P-8, certifying that he worked as Site



CWP-25111 of 2024

-2-

Supervisor in 'The Kanti Cooperative Labour & Construction Society Ltd.', from 12.06.2017 to 30.09.2019. This shows he had the requisite two years' experience before the closing date for submission of application forms, 20.08.2019. However, this certificate has not been considered without citing any reason.

3. Original record of the petitioner's selection along with the scrutiny form has been produced in Court. It is apparent the petitioner had submitted experience certificate, dated 02.10.2019, from 'The Kanti Cooperative Labour & Construction Society Ltd.' to show that he had the requisite two years experience for the post in question. It is, therefore, evident that the petitioner's candidature has been rejected without verifying/considering his experience certificate dated 02.10.2019.

4. In view thereof, the impugned order, dated 06.09.2024, is set aside with a direction to the first respondent-Director, Skill Development and Industrial Training Department, to verify/consider the petitioner's experience certificate, dated 02.10.2019, and take appropriate decision regarding issuance of letter of appointment to him on that basis within eight weeks.

5. In case the decision is not taken within the stipulated period, the officer concerned shall pay costs of ₹50,000 to the petitioner.

6. Disposed of in the aforesaid terms.

13.11.2024

*D.Bansal***(TRIBHUVAN DAHIYA)**
JUDGE

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