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

(246)

CWP-31663-2019

Date of Decision : August 07, 2024

Rajwinder Kaur

.. Petitioner

Versus

State of Punjab and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

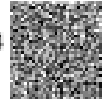
Present: Mr. Aminder Singh, Advocate, for the petitioner.

Mr. Swapan Shorey, Deputy Advocate General, Punjab.

HARSIMRAN SINGH SETHI J. (ORAL)

1. In the present writ petition, the grievance of the petitioner is that the petitioner competed for the post of Head Teacher as advertised by the respondents vide Advertisement Annexure P-1.

2. Learned counsel for the petitioner submits that the last date to fill up the form was 29.03.2019 and the petitioner filled the form on 27.03.2019 on which date, there was no option on the portal to apply under the ex-serviceman (dependent) and therefore, the petitioner had no option but to apply in the General category wherein, the petitioner has not been found meritorious enough to be selected. Learned counsel for the petitioner further submits that as the portal of the respondents was not working in a manner required, the same has caused prejudice to the petitioner.



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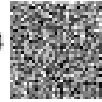
3. Learned counsel for the respondents submits that keeping in view the amended reply filed by the respondents, the assertion of the petitioner that on the date when she filled up the form, no option was available to apply under the ex-serviceman category, is incorrect as on 27/28.03.2019, fifteen candidates have applied for under the said category and the details of the said candidates has been attached as Annexure R-2. Learned counsel for the respondents further submits that in the General category, the petitioner has secured 122 marks whereas, the last selected candidate has 151 marks.

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

5. The only assertion raised is that due to the non-functioning of the portal, the petitioner could not apply in the General category though, the petitioner, she intended to apply in the reserved category of ex-serviceman (dependent).

6. Learned counsel for the petitioner submits that in the absence of any such option, the petitioner was made forced to apply the General category and compete.

7. The said assertion of the petitioner has been reverted by the respondents wherein, the respondents have stated that on the day when the petitioner claimed that the portal was not function properly so as to allow the petitioner to opt for dependent of ex-serviceman, 15 candidates had applied on those dates and have been considered in the reserved category of ex-serviceman (dependent). That being so, the contention of the petitioner that she was forced to apply in the General category, is incorrect as other

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candidates who intended to compete in the reserved category of ex-serviceman (dependent), not only applied for the post in question on 27/28.03.2019 but also competed in the said category.

8. Further, in the General category, the petitioner has not secured enough marks to be selected as she has only 122 marks whereas, the last selected candidate has 151 marks.

9. 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.

10. Dismissed.

August 07, 2024*harsha***(HARSIMRAN SINGH SETHI)****JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No