



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

142

CWP-34363-2024 (O&M)
Date of decision: 18.12.2024

Deepak Malik

....Petitioner

Versus

State of Haryana and Others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Manjeet Singh, Advocate for the petitioner

Ms. Vibha Tewari, AAG Haryana

AMAN CHAUDHARY, J. (ORAL)

1. The prayer made in the present petition is for quashing the impugned memo dated 12.09.2024, whereby respondent No.3 has been recommended for withdrawal of candidature of the petitioner for the post of Sub Fire Officer.

2. Learned counsel submits that the petitioner was appointed as Sub-Fire Officer on 07.02.2024, joined on 12.02.2024, however on 01.04.2024, he was not permitted to attend his duties and vide impugned letter dated 12.09.2024, Annexure P-13, respondent No.3 recommended Haryana Staff Selection Commission to withdraw the candidature of the petitioner as he does not fulfil the essential qualification, however no notice of the same was issued to him. He relies on the order dated 05.04.2024, Annexure P-15 that was filed by similar situated employees, having the same qualification i.e. B.Tech in Fire and Safety Engineer as the petitioner and the same was disposed of on the statement of learned State counsel that since the opportunity of hearing was not granted before withdrawal of the candidature and orders would be passed in accordance with law, after

hearing the petitioners or their counsel. He thus, at this stage, on instructions from the petitioner, prays that a direction be given to the respondents to reconsider his matter in a time bound manner.

3. Since, learned State counsel is unable to dispute the aforesaid and resist the disposal of the petition, the respondents are directed to reconsider the matter and pass a speaking order, in accordance with law, expeditiously, affording to the petitioner an opportunity of being heard.

18.12.2024

M.Kamra

(AMAN CHAUDHARY)
JUDGE

Whether speaking/reasoned

:

Yes / No

Whether reportable

:

Yes / No