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

CWP-702-2025

Date of Decision: 14.01.2025

PRIYANKA

..... Petitioner

Versus

HARYANA STAFF SELECTION COMMISSION AND OTHERS

..... Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present : Mr. Jayoti Parshad Sharma, Advocate
for the petitioner.

Ms. Rajni Gupta, Addl. AG, Haryana.

JAGMOHAN BANSAL, J. (Oral)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking setting aside of order dated 29.11.2024 (Annexure P-12) whereby respondent has rejected her claim for 3 (three) marks for post graduation.

2. The petitioner pursuant to an advertisement dated 30.12.2020 (Annexure P-5) issued by Haryana Staff Selection Commission applied for the post of Female Constable (General Duty) in Haryana Police. As per advertisement, a graduate was entitled to weightage of 4 (four) marks and post graduate was entitled to weightage of 7 (marks) meaning thereby 3 (three) additional marks were meant for post graduate degree. The last date for filing application was 25.02.2021. The petitioner applied for the post and in the application form, she disclosed her qualification as graduate. As she disclosed herself as

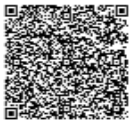


graduate, she was granted weightage of 4 (four) marks.

3. Mr. Jayoti Parshad Sharma, counsel for the petitioner submits that last date to file application was 25.02.2021 and result of post graduation was declared on 23.02.2021. The petitioner was declared as 're-appear'. The University realized its mistake and vide communication dated 21.10.2021 declared her pass. The lapse, if any, was on the part of University. The petitioner cannot be deprived from 3 (three) marks which are available to every post graduate candidate.

4. I have heard the arguments of learned counsel for the parties and perused the record with their able assistance.

5. From the perusal of record, it is evident that last date for filing application was 10.02.2021 which was extended upto 25.02.2021. The petitioner in her application disclosed her qualification as graduate. She did not claim that she is post graduate. As per terms and conditions of the advertisement, the candidates were bound to disclose their qualification and upload their degree. There was no provision to submit documents after last date of filing the application. The last date for filing application was 25.02.2021 and petitioner filed her application prior to 10.02.2021. The petitioner disclosed her qualification as graduate and she could not disclose herself as post graduate because before the date of application, neither result of post graduation was declared nor petitioner was having degree of post graduation. There was no occasion for her to declare her qualification as post graduation by the date of filing application. It is undisputed that the last date for filing application was extended upto 25.02.2021 but petitioner filed her application prior to 10.02.2021. The University declared result rightly or wrongly during the



intervening period i.e. on 23.02.2021. The respondent was bound by terms and conditions of the advertisement.

6. This Court cannot modify terms and conditions of the advertisement. Para 3.2 of the advertisement as well as other paragraphs are making it clear that qualification as on the date of filing application was relevant and it should have been declared in the application form. Neither the petitioner on the date of filing application was holding qualification of post graduation nor she disclosed said fact in the application form.

7. In the wake of above discussion and findings, this Court is of the considered opinion that the present petition being bereft of merit deserves to be dismissed and accordingly dismissed.

(JAGMOHAN BANSAL)
JUDGE

14.01.2025
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Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No