



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

206

CWP-16842-2001(O&M)
Decided On: 07.04.2025

RAMESH KUMAR

....PETITIONER(s)

Versus

STATE OF HARYANA AND OTHERS

....RESPONDENT(s)

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Ms. Niharika Mittal, Advocate
for the petitioner.

Mr. Harish Rathi, Sr. DAG, Haryana.

Mr. Balvinder Sangwan, Advocate
for respondent no.3/HPSC.

TRIBHUVAN DAHIYA J.(Oral)

The petition has been filed, *inter alia*, seeking a writ of *certiorari* quashing the selection of respondents no.4 and 5 to the post of Lecturer in Commerce (College cadre), Haryana Education Service-II, against the posts reserved for Ex-servicemen/Dependent of Ex-servicemen (ESM/DESM), as they were not applicants for these posts.

2. As per averments in the petition, respondent no.4 was not an applicant under ESM/DESM category, nor did he qualify National Education Test (NET) which is an essential qualification for the posts in question. Regarding respondent no.5, the allegation is that he did not qualify NET and applied under Backward Class category, not under the category he has been selected, i.e., ESM.

3. Learned counsel for respondent no.3/HPSC, however, contends that as per the facts apparent from the application forms submitted by respondents no.4 and 5, both of them have applied under ESM/DESM

category as well. He also contends that respondent no.4 has qualified State Eligibility Test (SET) conducted by the State of Jammu and Kashmir which is equivalent to NET, and respondent no.5 has qualified NET conducted by the UGC. Accordingly, both the respondents have been selected under the category they applied, and are fully qualified for the posts as well.

4. Learned counsel appearing on behalf of the petitioner is not in a position to dispute the aforementioned facts.

5. In view thereof, there is no merit in the petition, and it stands dismissed.

6. Pending miscellaneous application(s), if any, shall also stand(s) disposed of.

07.04.2025
Ad

(TRIBHUVAN DAHIYA)
JUDGE

<i>Whether speaking/reasoned?</i>	<i>Yes/No</i>
<i>Whether reportable?</i>	<i>Yes/No</i>