

2025:PHHC:010001



IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

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CWP-14412-2020 (O & M)
Date of decision: 23.01.2025

Nishant Kumar

....Petitioner

Versus

State of Punjab and Others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : None for the petitioner.

Mr. Satnam Preet Singh Chauhan, DAG, Punjab.

AMAN CHAUDHARY, J. (ORAL)

1. Prayer made in the present petition is for quashing the appointments over and above the prescribed posts to the extent of 10% of BC Category of the Head Teachers, and to amend the appointment of the petitioner on the post of Head Teacher from District Maluka, to Fazilka.
2. Learned State counsel while referring to para 3 of the preliminary submissions, to which there is no rebuttal by filing replication, and the same reads thus:

That in this regard, it is submitted that petitioner was selected as Head Teacher in the category of general. The appointment letter was issued to the petitioner on 04-12-2019. It is further brought in the kind notice of this Hon'ble Court that petitioner was invited for the purpose of choice of station on 05.10.2019 as per his merit. However, petitioner remained absent on 05.10.2019. The petitioner appeared in the department for the purpose of choice of station on 03.12.2019 during subsequent phase. However, no vacant station in the category of general was available on 03.12.2019 in district Fazilka for the post of Head Teacher. The

petitioner himself opted the station Government Elementary Maluka, block Bhagta Bhai Ka district Bathinda. Moreover, petitioner even did not submit his joining in district Bathinda within stipulated period. The petitioner must either submit his joining within stipulated period or must get extension in joining during December, 2019. However, petitioner failed to do so and has not joined till date. Hence, the claim of the petitioner for posting in district Fazilka is not legally sustainable at this stage.”

3. Further, reference is made to CWP-8248-2020, Karamjit Kaur and others vs. State of Punjab and others’, decided on 16.09.2020, with regard to the same very selection process involving the issue of option of place of posting, also filed by the learned counsel in the present petition.

4. In view of the above, the present petition is dismissed.

23.01.2025

parveen kumar

(AMAN CHAUDHARY)
JUDGE

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No