



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

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CWP-1363-2016 (O & M)
Date of decision: 14.01.2025

Kuldip Singh

....Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Aman Sharma, Advocate,
for the petitioner.

Mr. Swapan Shorey, DAG, Punjab.

AMAN CHAUDHARY, J. (ORAL)

1. Prayer made in the present petition is for directing respondents No.1 and 2 to issue the appointment letter to the petitioner for the post of Clerk under Sports Category being at Sr. No.1 in the merit list.

2. Learned counsel submits that the petitioner who had applied for the post of Clerk under the Sports Category, pursuant to the advertisement dated 03.02.2011 (Annexure P-5), was placed in the waiting list alongwith two others, however, not called upon despite the post having fallen vacant while those who were lower in merit in the said category, were offered appointment, but they did not join. Thereafter, the reason given by the respondents in the affidavit for not offering him appointment, was that validity of waiting list has expired after six months, however, when it was brought to the notice of this Court that the persons lower in the merit had been appointment even after more than one year, he

has been offered appointment on 15.09.2023 and has joined, as such. Learned counsel, on instructions, states that with regard to the notional benefits, including seniority, the petitioner shall file a detailed representation to the respondents, which he prays, may be directed to be decided in a time bound manner, to which learned State counsel, on instructions from Manish Kumar, Dealing Assistant, has no objection.

3. In view of the above and without commenting on the merits of the case, this petition is hereby disposed of with a direction to the petitioner to submit a detailed representation within a period of 04 weeks and on doing so, the same shall be considered and decided within a period of 04 months of its receipt, which this Court has no reason to believe the authorities would not address in a just, fair and reasonable manner. Upon doing so, after notice and hearing offered to him and if found entitled, grant the benefit forthwith. Needless to say, if the orders are adverse to his interest, the same shall contain reasons and the petitioner shall be free to seek legal redress thereupon.

14.01.2025

parveen kumar

(AMAN CHAUDHARY)
JUDGE

Whether speaking/reasoned : Yes / No
Whether reportable : Yes / No