

2025:PHHC:098338-DB



CWP-15294-2024 (O&M)

Date of Decision: 02.08.2025

Pardeep Prince Sharma

...Petitioner

Vs.

State of Haryana and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE ASHWANI KUMAR MISHRA
HON'BLE MR. JUSTICE KULDEEP TIWARI**

Present: Mr. Aditya Yadav, Advocate for the petitioner.

Mr. Saurabh Mohunta, Sr. DAG, Haryana.

ASHWANI KUMAR MISHRA, J. (Oral)

1. Controversy raised in the present writ petition stands answered by the judgment of a Coordinate Bench in CWP-16904-2021, decided on 22.05.2025, wherein, the Coordinate Bench held as under:-

“36. We, therefore, find that notification dated 11.06.2019 to be in violation of Articles of 14, 15 and 16 of the Constitution of India and the same is accordingly declared ultra vires and liable to be quashed and set aside.

37. Since, we have set aside the criteria of adding up to 10 bonus marks on the basis of socio-economic criteria and experience, we issue following directions:-

A. The State would be required to publish a revised result and on the basis of the revised result, the candidates who are found to be meritorious, would be entitled to be considered

for appointment for the concerned posts which were advertised in the year 2019.

- B.** *Those candidates, who have already been appointed, if they fall in the said merit would continue to perform their duties.*
- C.** *Those appointees, who are going to be ousted on account of the revised merit list, shall be allowed to continue against future posts and in this regard, the State Government may conduct an exercise of finding out vacancies for them. If no vacancies are available, they will be allowed to continue on ad hoc basis till vacancies are made available. Their appointments would be treated from the date the vacancies are so made available and would have no claim on the posts which were advertised vide advertisement in 2019. The power is being exercised to save such appointments as there was no fault of such persons, who have already appointed and have been working for years now.*
- D.** *The candidates, who are placed in the revised merit, will be treated as senior to those whose appointments have been saved although not falling in the merit.*
- E.** *The new incumbents, who would be selected on account of the revised merit list, would be entitled to claim their appointments from the date the similarly situated other candidates were appointed with all consequential benefits of seniority and pay parity. However, their salary would be*

fixed notionally from the date others were appointed till the date they join the post.

F. The exercise shall be conducted within the period of three months.”

2. In that view of the matter, the present writ petition also stands disposed of in the aforesaid terms.
3. All pending misc. application(s), if any, also stands disposed of.

(ASHWANI KUMAR MISHRA)
JUDGE

(KULDEEP TIWARI)
JUDGE

02.08.2025
rajesh

1. Whether speaking/reasoned? : Yes/No
2. Whether reportable? : Yes/No