

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

CWP-25961-2016 and other connected matters
Date of Decision: 01.08.2025

Inderbir Singh and othersPetitioner(s)

Versus

State of Punjab and anotherRespondent(s)

Sr No.	Case Number	Title
2.	CWP-823-2017	Deepak Kumar and another vs. State of Punjab and another
3.	CWP-24334-2019	Gagandeep Kaur and others vs. State of Punjab and another
4.	CWP-533-2017	Jaspreet Singh and another vs. State of Punjab and another

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. B.D. Sharma, Advocate,
For the petitioners
(in CWP No.25961 of 2016
and CWP Nos.823 and 533 of 2017).

Mr. J.S. Dadwal, Advocate,
for the petitioners (in CWP-24334-2019).

Mr. Aman Dhir, DAG, Punjab.

JAGMOHAN BANSAL, J. (Oral)

1. By this common order, above noted writ petitions are hereby
adjudicated as issues involved and prayer sought in all the petitions are

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common. For the sake of convenience and with the consent of parties, the facts are borrowed from ***CWP-25961-2016, Inderbir Singh and others vs. State of Punjab and another.***

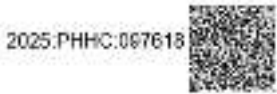
2. The petitioners through instant petition under Articles 226 and 227 of the Constitution of India are seeking direction to respondent to issue them appointment letter for the post of Sub Inspector/Constable.

3. The petitioners pursuant to advertisement dated 07.07.2016 applied for the post of Sub Inspector/Constable. They applied under sports quota. They had played sport namely 'Softball'. The respondent rejected their claim on the ground that they are not having achievements in sports as required by advertisement.

4. Learned counsel for the petitioners submit that in the advertisement it was nowhere prescribed that achievement should be in a particular discipline of sports. The petitioners were possessing medals in sports discipline 'Softball' thus, respondent was bound to consider them for the post of Sub Inspector as well as Constable.

5. Mr. Aman Dhir, DAG, Punjab submits that petitioners are relying upon advertisement, however, ignoring Sports Policy which was part of the advertisement. In the Sports Policy, it is categorically underscored that achievement should be in the prescribed discipline in sports. It is further prescribed that sports discipline must be included in the Olympic Games or Asian and Commonwealth Games or it may be 'Cricket' or 'Kabaddi Circle Style'. The petitioners were not possessing medals as per advertisement, thus, they could not be selected.

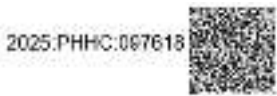
6. I have heard the arguments and perused the record.



7. The petitioners are relying upon part of the advertisement, however, they have ignored note appearing at the end of the advertisement. The respondent has framed Sports Policy which makes sports persons eligible for the post of DSP/SI/Constable. The Sports Policy which is foundation of appointment of sports persons cannot be ignored. Any person claiming benefit of his achievements is required to comply with terms and conditions of the policy *stricto sensu*. Non-compliance of terms and conditions of the Policy makes him ineligible. For the better appreciation of the case, the relevant extracts of the advertisement as well as Sports Policy are reproduced as below:-

Advertisement

2.	<i>Sub Inspector</i>	<i>Graduation</i>	<i>50</i>	<i>i. Sports persons wining silver and bronzes medals in Common Wealth games.</i> <i>ii The sports persons having participated in Olympic, World Cup, Asian and Common Wealth Games. iii. Sports persons winning medals in Asian games Championship. iv. Sports persons winning medals in junior world cup v. Sports persons winning medals in other internationals Game championships vi. Sports persons winning medals in national games/ senior national games conducted by</i>
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				<i>Indian Olympic or authorized or by the national games federation approved by the Indian Olympic Organization.</i>
3.	<i>Constables</i>	<i>10+2</i>	<i>65</i>	<i>i. The sports persons winning medals in the world Kabaddi cup (circle style organized by sports departments Punjab). ii. Sports persons winning medals in national women championship. iii. The medals winners of junior national championship. iv. The medal winner of all India Inter university championship. v. the medal winner of national school games under 19. vi. The medal winner of senior state championship.</i>

For other information regarding the games/ championship/world cup/championship notifications be seen at the website of the department.”

Sports Policy:

“IV) To fill up these vacancies, below mention sports discipline will be included:-

- i) Sports discipline included in the Olympic Games.*
- ii) Sports discipline included in the Asian and Commonwealth Games.*
- iii) Cricket*
- iv) Kabaddi Circle Style.*

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- v) *There are 250 vacancies of constables and 07 vacancies of Sub Inspectors are lying vacant in the Home Department. According to that there are 43 vacancies of Sub Inspectors and 10 vacancies of **D.S.Ps.** are required. There is a proposal for this purpose that 65 vacancies of constables out of 250 vacancies of Home Department shall be filled. Out of the remained 185 vacant vacancies of constables 43 vacancies may be deleted and set up the 43 posts of Sub Inspectors and after deleting the 20 vacancies of constables, 10 vacancies of **D.S.Ps** will be formulated. This action will be initiated by the Home Department on its own level.*
- V) *The players will be elected on the basis of merit from the sportsmen who won the medals in below mentioned tournaments and only on the conditions that the sportsmen should fulfill the conditions and qualifications prescribed by the government for the concerned vacancy. The sportsmen will be appointed on the posts as per their eligibilities in sports.*

1. Deputy Superintendent of Police:-

- a) *The sportsmen who won the medals in Olympic games.*
- b) *The sportsmen who won the medals in world cup. The list of tournaments covered under the definition of World Cup is placed at Annexure 2.*
- c) *The sportsmen who won the medal in Asian Games.*
- d) *The sportsmen who won the medal in Commonwealth Games.*

(The achievements of the medal winner players will be prescribed as per the abovementioned series. Mean to say, the medal winner in Olympics, Medal Winner in world cup, Medal winner in Asian Games

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and medal winner in Commonwealth Games will be considered on Ist, 2nd, 3rd and 4th positions respectively.)

Sub Inspector:-

- a) The Silver and Bronze medals winners in the Common Wealth Games.*
- b) The sportsmen who participated in Olympics, World Cup, Asian Games and Common Wealth games.*
- c) The Medal winners in Asian Game Tournaments (The definition of tournaments / games is placed at Annexure -3).*
- d) The medal winners in Junior World Cup (The definition of Junior World Cup is placed on Annexure P-4).*
- e) The Medal winners in other international tournaments (The list of tournaments is placed at Annexure A-5).*
- f) The medal winners in the senior national tournaments/national games conducted by the National Olympic Association or national sports federations affiliated to National Olympic Association. (The list of tournaments is placed at Annexure A-6).*

(The achievements of the medal winner players will be prescribed as per the abovementioned series. Mean to say, the Silver or Bronze medal winners Common Wealth games; Participants in the Olympics, world cup, Asian Games and Commonwealth Games; and medal winners in Asian sports tournaments will be considered on Ist, 2nd and 3rd positions respectively.)

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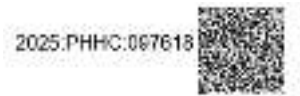
***Constables:-***

- a) Medal winners of World Kabbadi Cup (Circle Style) conducted by the Sports department Punjab.*
- b) Medal winner of National Women Tournaments.*
- c) Medal winner of Junior National Tournaments.*
- d) Medal winner of All India Inter University Tournaments*
- e) Medal winner of National School Games under-19*
- f) Medal winner of Senior State tournaments.*

(The achievements of the medal winners will be prescribed as per the abovementioned series. Mean to say, medal winners in World Kabbadi Cup (Circle Style) conducted by the Sports Department Punjab, medal winners of National women tournaments and medal winners of Junior National Tournaments will be considered for 1st, 2nd, 3rd and 4th positions respectively.)”

8. In the Sports Policy, in the form of Annexures, tournaments covered under the definition of Asian Sports Tournaments are notified. Asian Men Softball Championship has been declared as discipline associated with Softball Confederation of India.

9. From the conjoint reading of afore-cited paragraphs of Policy as well as advertisement, it is evident that game played by any candidate should be either ‘Cricket’ or ‘Kabaddi’ or included in the Olympics or Asian and Commonwealth Games. A candidate for the post of Constable is not required to play at international level. He might have played Inter-University or at State level. For the post of Sub Inspector he is required to win medal at international level or national level. From the record and arguments of both sides, it is difficult to conclude whether petitioners have played requisite game



and won medal in the requisite competition. There is need of specific order on the part of Authorities considering certificates of the petitioners.

10. In the backdrop, this Court finds it appropriate to remand the matter to Director of Sports, Punjab-respondent No.2 to scrutinize certificates of the petitioners in terms of advertisement as well as Sports Policy and take decision within 3 months from today. If the petitioners are found eligible, they would be considered for the post subject to their medical examination and police verification.

11. Needless to mention, the Director would decide fate of petitioners without being influenced by observations made hereinabove.

12. Disposed of.

01.08.2025
shivani

(JAGMOHAN BANSAL)
JUDGE

Whether reasoned/speaking	Yes
Whether reportable	Yes