



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

CWP-27081-2017

Date of Decision: 21.08.2025

Sandeep Kumar

...Petitioner

Versus

State of Haryana and Others

...Respondents

CORAM:- HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. Tara Chand Dhanwal, Advocate and
Mr. Vikas Kumar, Advocate
for the petitioner.

Mr. Ravi Partap Singh, DAG, Haryana.

JAGMOHAN BANSAL, J. (ORAL)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking setting aside of order dated 20.06.2017 (Annexure P-13) whereby his claim for the post of Constable was declined.

2. The respondent pursuant to directions of this Court passed impugned order dated 20.06.2017 whereby claim of the petitioner was declined. The petitioner was claiming exemption in height on the ground that he had participated up to the stage of interview against Advertisement No.2/2013. As per Advertisement No.8/2015, the candidates who had participated up to stage of interview against Advertisement No.2/2013 are entitled to relaxation in fee, age and height. The respondent rejected petitioner's claim on the ground that there was specific column in the application form under Advertisement No.8/2015

wherein candidate was supposed to disclose whether he had applied and qualified for interview against Advertisement No.2/2013 or not. The petitioner specifically ticked “No” against the said column, thus, he was not entitled to relaxation in height.

3. The petitioner pursuant to Advertisement No.8/2015 applied for the post of Constable under SC Category. He claims that he had also applied against Advertisement No.2/2013. He qualified for interview. The selection process of Advertisement No.2/2013 was cancelled and fresh Advertisement No.8/2015 was issued. In the Advertisement No.8/2015, it was underscored that candidates who have participated against Advertisement No.2/2013 and qualified for interview would be eligible for fee, age and height relaxation. The petitioner was also entitled to age relaxation.

4. Learned counsel representing the petitioner submits that respondent wrongly measured height of the petitioner. The correct height of the petitioner was 169 cm whereas respondent wrongly measured 168.6 cm. There is need to re-measure height of the petitioner. In the re-measurement, it would be clear that actual height of the petitioner is 169 cm. In any case, height of the petitioner was 168.6 cm which should be considered as 169 cm because more than 0.5 cm should be rounded off.

5. Learned State counsel reiterated reply and in the reply, respondent has reiterated contents of speaking order.

6. I have heard learned counsel for the parties and perused the record with their able assistance.

7. From the perusal of record, it is evident that as per Advertisement No.8/2015, candidates who had qualified for interview

under previous advertisement were eligible for age and height relaxation. If petitioner is extended age relaxation, he would be eligible for the post. The petitioner was required to tick “Yes” in the application form for claiming height relaxation. He did not leave requisite column blank whereas specifically mentioned “No”. Further, he has not placed on record any document of participation and qualifying for interview against Advertisement No.2/2013.

8. The petitioner during the course of hearing claimed that his height should be re-measured. There is meagre difference in height required and measured. There could be mistake on the part of respondent. This Court in many cases has directed authorities to re-examine height, however, in the instant case, at this belated stage, it is difficult to direct the Medical College or respondent to re-measure the height. A period of 10 years from the date of advertisement has passed away and selection process stands completed.

9. In view of the above discussion and findings, the instant petition deserves to be dismissed and accordingly dismissed.

(JAGMOHAN BANSAL)
JUDGE

21.08.2025
Prince Chawla

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No