

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH****(258)****CWP NO.18105-2024(O&M)****DATE OF DECISION: 21.07.2025**

Rakesh and others

.....Petitioners

VERSUS

State of Haryana and others

.....Respondents

CORAM HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present

Mr.R.K.Malik, Sr. Advocate,
with Mr. Kartikey Chaudhary, Advocate, for the petitioners.
Mr.Varun Gupta, DAG, Haryana.
Mr. Balvinder Sangwan, Advocate,
for respondent no.3 – HPSC.

*********VINOD S. BHARDWAJ, J (ORAL)****CM-15259-2024**

CM is for impleadment of Chief Secretary to Govt. of Haryana,
General Administration Department as respondent no.4.

For the reasons mentioned in the application, which is supported by
an affidavit, same is allowed.

Chief Secretary to Govt. of Haryana, General Administration
Department is ordered to be impleaded as party respondent no.4.

Amended memo of parties is taken on record.

Registry to tag the same at the appropriate place.

CWP NO.18105-2024

1. The instant petition has been filed for seeking direction to the
respondents to fill up five posts of EWS Category which remained vacant due to
non availability of the candidates from the said category.

2. Learned senior counsel appearing on behalf of the petitioners claims
that as per the standing instructions from the Govt., in case the EWS General
Category posts remain unfilled on account of want of suitable candidates, the said
posts are to be filled up from the available General Category candidates. Since the



respondents have not considered the petitioners for such appointment, hence the instant writ petition has been filed.

3. It is pointed out that the respondents have, in the meanwhile, accepted the claim of the petitioners and the Haryana Public Service Commission – respondent no.3 has made a recommendation to the State Govt. on 18.07.2025 by modification of result declared on 07.06.2024. To the said extent, the instant writ petition has been rendered infructuous. He, however, contends that the notional benefits of seniority and re-fixation may be granted to them w.e.f the date when letters of appointment were issued to the other persons whose notional benefits have been released from the date of their actual appointment.

4. The formal reply on behalf of respondents no.3 and 4 would not be required.

5. Taking into consideration the above, the instant writ petition is disposed of as having been rendered infructuous. The respondents are further directed to grant the notional benefits of seniority and pay fixation w.e.f the date other persons had joined consequent upon declaration of result on 07.06.2024 and actually with effect from the date when appointment letters were issued.

6. Let the needful be done by the respondents within a period of three months from the date of receipt of certified copy of this order.

21.07.2025
mamta

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No