



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

113

CWP-22776-2021

Date of Decision : **December 10, 2025**

AMANDEEP KAUR

.....Petitioner

VERSUS

STATE OF PUNJAB AND ORS

.....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPINDER SINGH NALWA

Present : Mr. Gurinder Pal Singh, Advocate for
Mr. P.S.Khurana, Advocate for the petitioner.
Mr. N.P.S.Hira, DAG, Punjab.

DEEPINDER SINGH NALWA, J. (Oral)

1. In the present writ petition, the petitioner has challenged the action of the respondents in not selecting the petitioner on the post of Lecturer (Commerce) in Sports Category (General).

2. The brief facts of the case are that respondent No.3 issued an advertisement on 01.04.2021 (Annexure P-3) inviting applications for recruitment of 68 posts of Lecturer (Commerce) (Backlog vacancies). The last date of submission of application was 26.04.2021. The petitioner duly applied in pursuance to the abovesaid advertisement for consideration for appointment on the post of Lecturer (Commerce) in Sports Category (General). The petitioner possesses 'C' Grade Certificate in sport (Volleyball) (Annexure P-2), as she participated in Inter District School Sports tournament. Written examination was held by respondent No.3 on 11.07.2021 in which the petitioner duly participated, the result was declared by the respondents. On the basis of the result, it transpires that the petitioner had secured 83 marks

and was called for scrutiny of documents by respondent No.3 on 02.08.2021. The petitioner appeared before the scrutiny committee and the documents were considered by the respondents for the purpose of consideration for appointment on the post of Lecturer (Commerce).

3. The provisional selection list of Lecturer (Commerce) in pursuance to the advertisement dated 01.04.2021 (Annexure P-3) was uploaded on the website of the respondent No.3 on 14.08.2021. The category of the petitioner did not find mention in the provisional selection list. As per the petitioner, she was the only candidate in the Sports Category (General) for appointment on the post of Lecturer (Commerce). It transpires that another selection list of Lecturer (Commerce) against 352 backlog posts were uploaded on 19.08.2021, 23.08.2021 and 30.08.2021. The name of the petitioner did not figure in the abovesaid selection list also, so the petitioner approached the respondent-authority to enquire as to why her case was not considered for appointment on the post of Lecturer (Commerce) in Sports Category (General) against the advertisement issued on 01.04.2021 (Annexure P-3). No decision was taken by the respondents in regard to appointment of petitioner on the post of Lecturer (Commerce) in Sports Category (General). Aggrieved against the action of the respondents in not considering the case of petitioner to the post of Lecturer (Commerce) in Sports Category (General), the petitioner has filed the present writ petition.

4. The learned counsel appearing on behalf of the petitioner submits that as petitioner was the only candidate in the category of Sports (General) for the purpose of appointment on the post of Lecturer (Commerce), therefore, she is entitled to be considered for appointment for the post of

Lecturer (Commerce) in Sports Category (General). It is also the case of the petitioner that although the Punjab State Education Class III(School Cadre) Service Rules, 1978 (hereinafter referred to as the Rules, 1978) has been repealed by the Rules called as “Punjab Educational Service (School and Inspection) Group ‘B’ Services, 2018” (hereinafter referred to as the Rules, 2018), even then the 1978 Rules has to be taken into consideration treating the post of Lecturer (Commerce) as Class III post for the purpose of appointment.

5. Learned counsel appearing on behalf of State submits that the post of Lecturer (Commerce) is a group B post i.e. Class II post, as such, in order to become eligible for consideration for appointment in Sports Category, as per the Punjab Recruitment of Sportsmen Rules, 1988 (hereinafter referred to as the 1988 Rules), a candidate should have won national championship in team or at individual events while representing the State of Punjab. The event should be conducted by such respective national federations as are affiliated to the Indian Olympic Association. Alternatively, he/she should have won national championship in team or at individual events which are organized by the Indian Olympic Association. Alternatively, he/she should have won first, second or third position in team or at individual events or he/she should have won Gold or Silver or Bronze Medals at international Sports meets, conducted by International Federations affiliated to the International Olympic Committee or by the International Olympic Committee itself. The learned State

counsel submits that as the petitioner has not participated and won any medal in International Championship or National Championship, as such, she is not eligible to be considered for the post reserved for sports category for the purpose of appointment on the post of Lecturer (Commerce) being Class II post.

6. After hearing the learned counsel for the parties at length, a perusal of the facts of the present case would show that there is no dispute that in terms of Rules 2018, Lecturer (Commerce) is a Class II post. It is also an admitted fact that in order to become eligible to be considered for appointment in the sports category on Class II post (Group B post), as per the 1988 Rules, a candidate should have won national championship in team or individual events or should have won gold, silver or bronze at international level. The relevant extract of Rule 2 of 1988 is reproduced hereinbelow:-

“(a) In the case of recruitment to a reserved vacancy in Class I or Class II posts:-

(i) That he belongs to the State of Punjab, and

(ii) that he has won national championship in team or individual events while representing the State of Punjab in such sports event as have been conducted by such respective national federations as are affiliated to the Indian Olympic Association:

Or

(i) that he has won national championship in team or individual events which are organized by the Indian Olympic Association;

Or

(ii) that he has won first, second or third position in team or individual events and or he has won Gold or Silver or Bronze Medals at international Sports meets conducted by International Federations affiliated to the International Olympic Committee or by the International Olympic Committee itself.”

7. A perusal of the facts of the present case would show that neither the petitioner has participated nor has won any medal in national or international championships. Infact, the petitioner has won medal in the Inter District Sports tournament only, as such, the petitioner is not eligible for consideration for appointment on the post of Lecturer (Commerce) in Sports Category (General) as per 1988 Rules. It is not the case of the learned counsel appearing on behalf of the petitioner that 1988 Rules referred above are not applicable in the case of the petitioner for the purpose of consideration for appointment on the post of Lecturer (Commerce) in Sports Category (General). In regard to the contention raised by the learned counsel appearing on behalf of the petitioner that 1978 Rules has to be taken into consideration, is concerned, the said contention cannot be accepted for the reason that Rule applicable at the time of issuance of advertisement has to be taken into consideration, even otherwise also the Rules of 1978 has already been repealed and as such, cannot be taken into consideration for the purpose of appointment.

8. Taking into consideration the facts of the case, this Court finds no merit in the present writ petition. Accordingly, the same is, hereby, dismissed.

9. All pending application(s), if any, also stand disposed of accordingly.

(DEEPINDER SINGH NALWA)
JUDGE

December 10, 2025
ajaysharma

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No