



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

107

CWP-26223-2024

Date of Decision: 15.01.2025

DEEPAK KUMAR AND ANOTHER

...Petitioner(s)

Versus

STATE OF HARYANA AND OTHERS

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present:- Mr. Rajat Mor, Advocate
for the petitioners.

Ms. Tanushree Gupta, DAG, Haryana.

TRIBHUVAN DAHIYA, J. (Oral)

This petition has been filed, *inter alia*, seeking a writ of *mandamus* directing the respondents to allow petitioners no.1 and 2 join as Workshop Calculation and Science Instructor, and Engineering Drawing Instructor, respectively, as they have been duly selected for the posts based upon selection results dated 15.09.2022 and 29.07.2022, Annexures P-8 and P-9, pursuant to advertisement 12/2019. In response to the public notice, Annexure P-6, both of them gave an undertaking to withdraw the benefit of socio-economic marks given to them for having 'no government job in family', and were selected by excluding these marks. However, the Department has not issued them appointment letters on the ground that the detailed result issued by the Commission still shows they were given five marks under the abovementioned criteria. Accordingly, the petitioners are being deprived of the appointment for no fault of theirs, as the correction in the result, if any, is required to be made by the Commission only.



2. Learned State counsel, on instructions received from Secretary of the Commission vide memo dated 14.01.2025, submits that necessary corrections in the petitioners’ detailed result have been made and even after withdrawal of five marks under ‘no government job in family’ category, both the petitioners fall in merit list for the posts in question under General and BC-A categories.

3. In view thereof, the petition is disposed of with a direction to the respondents no.1 and 2 to offer the appointment to the petitioners, subject to fulfilling the requisite conditions, with notional service benefits from the date other selected candidates pursuant to the advertisement in question have been appointed and actual benefits from the date of joining. The directions shall be carried out by the respondent/Department within three weeks.

(TRIBHUVAN DAHIYA)
JUDGE

15.01.2025
Ad

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>