



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

210

CWP-1454-2019

Date of decision: 28.04.2026

Gouravpreet

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present : Mr. Yagyadeep, Advocate for the petitioner.

Mr. Surya Kumar, AAG, Punjab.

Mr. Sunny Singla, Advocate for respondent No.6.

NAMIT KUMAR, J. (ORAL)

1. The instant petition has been filed by the petitioner under Article 226 of the Constitution of India, seeking issuance of a writ of certiorari for quashing the impugned merit/select list dated 01.12.2018 of BC Category [Annexure P-4 (colly)], whereby the petitioner has not been awarded 15 marks for height being Dogra candidate, as stipulated in Clause 7 of the advertisement.

2. Learned counsel for the petitioner submits that the Department of Jails, Punjab, issued an advertisement dated 08.11.2016 (Annexure P-2) inviting online applications from the eligible candidates for 210 posts of Warders (Male) and 57 posts of Matrons (Female). Out of the 210 posts of Warders (Male), 2% posts were reserved for Ex-Servicemen (BC) Category. The petitioner, being fully eligible, applied under the "Lineal Descendant of Ex-Servicemen (BC)

Category”. Physical Measurement Test (PMT), including measurement of height was conducted on 31.10.2018 and the petitioner passed the PMT as he fulfilled all the minimum requirements and thereafter physical screening test was conducted and the petitioner also passed all the stipulated three events. Thereafter, all the candidates having Dogra/Gurkha certificates were assembled separately and they all were asked to produce their Dogra/Gurkha certificates. Since the petitioner was also falling in Dogra Category, he also submitted the necessary certificates. He submits that the height of the petitioner is 5' 9” and he has been given 12 marks, whereas other Dogra/Gurkha candidates having the same height have been given 15 marks and if the petitioner is awarded 03 more marks, he would make the merit.

3. *Per contra*, learned State counsel, while referring to the averments made in the written statement, submits that the petitioner applied under the “Lineal Descendant of Ex-Servicemen (BC) Category” and against column “Are you Dogra/Gurkha”, he stated “No” and the application form of the petitioner has been annexed with the written statement as Annexure R-1. He has further referred to the Sub-Clause 19 of Clause 9 of the advertisement, which reads as under:-

“xxx xxx xxx xxx xxx

(xix) The candidate should take due care while filling up the Application Form. He/She is allowed to make changes in the application form only till the time it is submitted. Once the Application Form has been submitted online, no changes whatsoever can be made thereafter. Therefore, the candidates are advised to fill the Application Form carefully.

xxx xxx xxx xxx xxx”

4. Learned State counsel further submits that since the petitioner, in his application form, has specifically stated that he is not a

Dogra/Gurkha, therefore, his claim has rightly been considered under the category against which he submitted his application and has rightly been awarded 12 marks for the height measurement and is not entitled for 15 marks.

5. I have heard learned counsel for the parties and perused the record.

6. Admittedly, the petitioner applied under the category “Lineal Descendant of Ex-Servicemen (BC) Category” and against column “Are you Dogra/Gurkha”, the petitioner stated “No”, therefore, the petitioner cannot claim any benefit which is meant for the said category. Further, there was a specific clause in the advertisement wherein it was stated that the candidates should take due care while filling up the application form and the candidates shall be allowed to make changes in the application form only till the time it is submitted and once the application form is submitted online, no changes whatsoever can be made thereafter and, therefore, the candidates were advised to fill the application form carefully. The respondent-department has considered the claim of the petitioner under the category under which he has submitted his application and, therefore, he cannot be granted any benefit which was available to the Dogra/Gurkha candidates.

7. Keeping in view the above, there is no merit in the present writ petition and the same is hereby dismissed.

28.04.2026

Vinay

(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No