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NO...../WRITS,

DATED

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

18/2/19

To,

1. State of Punjab through its Chief Secretary, Punjab Civil Secretariat, Capitol Complex, Sector 1, Chandigarh, 160001.
2. Subordinate Services Selection Board, Punjab through its Chairman/Secretary, Forest Complex, Sector-68, SAS Nagar Mohali, Punjab.

SUBJECT:- **CWP-32913-2018 (O&M)**

Rohit Goyal and ors.

....Petitioner(s)

Versus

State of Punjab and anr.

...Respondent(s)

Sir,

I am directed to forward herewith a copy of order dated 15.01.2019 passed by this Hon'ble High Court in the above noted Civil Writ Petition, for immediate strict compliance.

Given under my hand and the seal of this Court on 28th day of January, 2019.



Superintendent (Writs)
ASST. REGISTRAR (WRITS)

In The High Court of Punjab and Haryana

Chandigarh

Civil Writ Petition ³²⁹¹³ _____ of 2018

MEMO OF PARTIES

1. Rohit Goyal Aged 25 Years S/o Sh.Sanjeev kumar R/o Ajit Mill Road, Rampura Phul, Distt Bathinda.
2. Nisha Mahajan Aged 36 Years S/o Sh.Ramesh Kumar Mahajan R/o # 2763 Sector 40-C, Chandigarh.
3. Amandeep Singh Aged 28 Years S/o Sh.Raghbir Singh R/o #6408, Sector 56, Palsora Chandigarh.
4. Gurdeep Singh Sohi Aged 27 Years S/o Sh.Bhim Singh sohi R/o H.No 1219, Phase 11, Sector 65, SAS NAGAR Mohali.
5. Spinder Kaur Aged 30 Years D/o Sh.Ajit Singh R/o Akoi Sahib, Sangrur.
6. Pritpal Singh Aged 30 Years S/o Sh.Paramjeet Singh R/o Lappo, Lapon Ferozpur.
7. Onkar Singh Aged 28 Years S/o Sh.Anoop Singh R/o VPO Guruharsahai(Rural) Firozpur.
8. Surinder Kumar Aged 25 Years S/o Sh.Sham Singh R/o Kamboj Mohalla, Near Muktsar Road Guruharsahai Ferozpur.
9. Vinay Kumar Aged 24 Years S/o Sh.Ashok Kumar R/o Quarter No. 105, Near Lal Kothi Govt Colony, Faridkot.
10. Amit Choubey Aged 23 Years S/o Sh.Arwind Choubey R/o Near Shiv Dharamkanda, Gandhi Colony, Faridkot.
11. Rahul Kumar Aged 30 Years S/o Sh.Bishamber Dass R/o VPO Rupana, Mukatsar.

12. Harjinder Kaur Aged 37 Years D/o Sh.Balvir Singh R/o Mauli Baidwan, House No-2 Sector 80, Cheema Market, Mohali.
13. Malkeet Singh Aged 23 Years S/o Sh.Balwinder Singh R/o Fattuwalla Lamochar Kalan Jalalabad, Fazilka.
14. Satnam Singh Aged 29 Years S/o Sh.Angrej Singh R/o H.No 49A Ward No. 10, Circular Road Jalalabad, Ferozpur.
15. suman Kamboj Aged 32 Years D/o Sh.Mathura Das R/o Ganjuana Fazilka.
16. Anu Sood Aged 33 Years D/o Sh.Pawan Kumar R/o # 510/1, Sector 45A, Chandigarh.
17. Fakir Singh Aged 27 Years S/o Sh.Omparkash R/o V.P.O. Bhullan, Tehsil Moonak, District Sangrur.
18. Karnail Singh Aged 25 Years S/o Sh.Kulwant Singh R/o V.P.O. Hamirgarh, Tehsil Moonak, District Sangrur.
19. Balhiar Singh Aged 28 Years S/o Sh.Hardeep singh R/o V.P.O. Jaikhar Kartarpur Patiala.
20. Dharamvir Singh Aged 28 Years S/o Sh.Ram Saran R/o VPO Karoda, Tehsil Moonak, Sangrur.
21. Manpreet Singh Aged 25 Years S/o Sh.Ruldu Singh R/o V.P.O. Harigarh Gehlan, Tehsil Moonak, District Sangrur.
22. Bajinder Singh Aged 30 Years S/o Sh.Dilbag Singh R/o V.P.O. Ghamur Ghat, Tehsil Moonak, District Sangrur.
23. Abay Kumar Garg Aged 34 Years S/o Sh.Rampartap R/o #218 Vishvkarma Mandir Ghumiar Basti Patran Patiala.

24. Gursevak Singh Aged 28 Years S/o Sh.Karnail Singh R/o V.P.O. Rajpura, Tehsil Bhawanigarh, District Sangrur.
25. Mandeep Kumar Aged 28 Years S/o Sh.Karamvir Chand R/o V.P.O. Nadampur, Tehsil Bhawanigarh District Sangrur.
26. Jagdeep Kumar Aged 24 Years S/o Sh.Ramesh Kumar R/o Alam Shah Fazilka.
27. Ramandeep Singh Aged 27 Years S/o Sh.Balkar Singh R/o H. No 472/8 Ram Sharnam Colony Gurdaspur.
28. Preeti Aged 25 Years D/o Sh.kartar Singh R/o #7077 Guru Nanak Pura Bathinda.
29. Ankit Sharma Aged 23 Years S/o Sh.Prem Chand Sharma R/o Sani Vihar, Phase 3, H.No. 948, SAS Nagar Derabassi.
30. Sanjay Aged 25 Years S/o Sh.Dheer chand R/o 14 B, New Defence Colony, Near Shiv Mandir, Patiala.
31. Sandip singh Aged 30 Years S/o Sh.Mukhtiar Singh R/o Patti Karamchand Mehraj Tehsil Phul Bathinda.
32. Ram parkash Aged 34 Years S/o Sh.Narayan chand R/o V P.O. Mandauli, Tehsil Rajpura, District Patiala.
33. Paramjeet Singh Aged 26 Years S/o Sh.Pargat Singh R/o V.P.O. Ena Khera, Mukatsar.
34. Arjun Bali Aged 36 Years S/o Sh.Ram Chand R/o Gali Ramchand Choudhary Godare Wali Ward 21 Malout Mukatsar.

35. Pritpal Singh Aged 35 Years S/o Sh.Nachhattar Singh R/o #557 Gali No. 3 Bhagat Singh Nagar, Ward No. 21, Malout, Mukatsar.
36. Samandeep Beri Aged 25 Years S/o Sh.Subhash Chander Beri R/o Village Sotha Giddarbaha Sri Muktsar Sahib.
37. Dalip Singh Aged 27 Years S/o Sh.Kulwinder Singh R/o V.P.O. Kabarwala, #304/362 Near Railway Line Malout Muktsar Sahib.
38. Mandeep Singh Aged 27 Years S/o Sh.Gurbachan Singh R/o V.P.O. Doda Shri Muktsar Sahib.
39. Anmol Sharma Aged 25 Years S/o Sh.Naresh Kumar R/o Dasmesh Nagar, Hno. 6478, Near Railway Station Gidarbaha Muktsar.
40. Rakesh Uppal Aged 26 Years S/o Sh.Late Sh Raj Kumar Uppal R/o #537, Gali Baba Lal Dial, Ward No. 4, Outside Kasuri Gate, Ferozpur.
41. Meenu Jindal Aged 32 Years D/o Sh.Som Parkash R/o Agarwal Colony, Rampura Phul, Bathinda.
42. Baljit Kaur Aged 29 Years D/o Sh.Ajit Singh R/o V.P.O. Babehali Gurdaspur.
43. Gurmeet Kaur Aged 31 Years D/o Sh.Sukhwinder Singh R/o Dhillon Street, Jawaharke Road Ward No. 14, Mansa.
44. Vijay Kumar Aged 26 Years S/o Sh.Krishan lal R/o Kashi Ram Colony, Fazilka Ferozpur .
45. Sukhdeep Singh Aged 31 Years S/o Sh.Jawala Singh R/o Phaguwala, Bhawanigarh, Sangrur.

46. Rohit Kumar Aged 24 Years S/o Sh.Bansi Lal R/o Ward No. 13, Street No. 10, Dayal Nagri Near Gopal Aata Chaki, Abohar, Firozpur.
47. Sukhwant Kaur Aged 38 Years D/o Sh.Arjan Singh R/o VPO Bhinder, Tehsil Baba Bakala Distt Amritsar.
48. Sandeep Singh Aged 24 Years S/o Sh.Sukhwinder Singh R/o H.No. 122, Dharmapura Mohalla Ward No. 3/A, Dhuri, Sangrur.
49. Barjinder Singh Aged 37 Years S/o Sh.Gurbachan Singh R/o Near Gurdwara Sahib, V.P.O Sotha, Muktsar Sahib.
50. Manish Kumar Aged 25 Years S/o Sh.Ramesh Chander R/o Dhani Sahib, Udam Singh Sajrana, Fazilka.
51. Kulwinder Singh Aged 29 Years S/o Sh.Manohar Singh R/o # 4/264, Ward No. 12, Backside Chahal Market, Pheruman Chowk, Kotakpura, Faridkot.


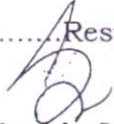
.....Petitioners

VERSUS

1. State of Punjab through its Chief Secretary, Punjab Civil Secretariat, Capitol Complex, Sector 1, Chandigarh, 160001.
2. Subordinate Services Selection Board, Punjab through its Chairman/Secretary, Forest Complex, Sector-68, SAS Nagar Mohali, Punjab.

.....Respondents

Place: Chandigarh
Dated: 02.12.2018



(Akshat Mittal) & (Sachin Mittal)
E.No. P-1430/2017 & E.No. P-559/1986
Advocates
Counsel for the Petitioner

Civil Writ Petition under Articles 226/227 of the Constitution of India praying for issuance of a writ in the Nature of Mandamus directing the respondents to increase the posts of clerks in question as per the requisition already sent by offices of different departments and to include the said posts in the present selection process since the process was started in view of Advertisement No. 04/2016 and the same is continuing till date;

AND

Further a writ in the nature of mandamus directing the respondents to reveal the actual number of vacancies for the posts of clerk existing as on date in various departments throughout the State of Punjab;

AND/OR

For issuance of any other appropriate writ, order or direction, which this Hon'ble Court may deem just and proper, keeping in view the peculiar facts and circumstances of the present case.

RESPECTFULLY SHOWETH:-

1. That the petitioners are resident of Punjab and being the citizens of India are entitled to invoke the extraordinary writ jurisdiction of this Hon'ble Court by way of filing the present writ petition under Article 226/227 of the Constitution of India for redressal of their grievance.

Seeg

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-32913-2018 (O & M)

Date of decision: 15.01.2019

Rohi Goyal and ors.

.... Petitioners

V/s

State of Punjab and anr.

...Respondent(s)

COBAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Akshat Mittal, Advocate, for the petitioners.

Rajan Gupta, J. (Oral)

Petitioners have prayed for a writ in the nature of mandamus to direct the respondents to increase the number of posts of Clerks and to change the requisition accordingly. It has been urged before the court that the number of posts of Clerks are lying vacant in the different parts of the State. It started the process for selection way back in April 2016 and had issued an advertisement. However, no recruitment has taken place since then. Many posts have fallen vacant since then. Same need to be included in the recruitment process.

I find no merit in the plea raised by the petitioners. It is purely within the domain of the State to see as to its requirement of various employees to be inducted in the departments. In normal course, no direction for changing the requisition for recruitment of employees in various departments can be given. The prayer made in the petition is wholly misconceived. Same is hereby rejected and the petition is dismissed.

January 15, 2019

skhpreet



(RAJAN GUPTA)
JUDGE

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

skhp
30/1/19