



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

115

CWP-9211-2025

Decided On: 06.05.2025

SACHIN KUMAR

....PETITIONER(s)

Versus

STATE OF HARYANA AND OTHERS

....RESPONDENT(s)

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. Himanshu Sharma, Advocate for the petitioner.

Ms. Tanushree Gupta, Deputy Advocate General, Haryana.

Ms. Sukriti Gupta, Advocate for the respondent/Commission.

TRIBHUVAN DAHIYA J.(Oral)

The petition has been filed, *inter alia*, seeking a writ of *mandamus* directing the respondents to relax the general standards of selection for Persons with Benchmark Disability (PwBD) for the selection being carried out for the post of Assistant Director(Technical)/Principal, Industrial Training Institute in response to advertisement 14/2024, dated 18.05.2024.

2. Learned counsel for the petitioner contends that there was no stipulation in the advertisement prescribing written test and subject knowledge test for selection. The same has been introduced later vide announcement dated 04.07.2024, requiring that the candidates will have to secure minimum twenty-five per cent marks to clear the screening test, and for being called for interview, they will have to secure minimum of thirty-five per cent marks in the subject knowledge test which is next stage of selection. Since the condition had not been incorporated in the advertisement, the selection could



not have been made conditional to clearing such tests with minimum percentage of marks.

3. Learned counsel for the Commission, appearing on advance notice, contends that the petitioner appeared in the screening test held on 15.09.2024, and cleared it as well. He thereupon appeared in the next stage of selection, i.e., subject knowledge test on 06.10.2024, but could not be called for interview being lower in merit; list of candidates called for interview was announced on 28.10.2024. Having participated in the selection process, the petitioner cannot turn around and challenge the same.

4. Heard.

5. Concededly, the petitioner has appeared in the tests conducted on the basis of announcement dated 04.07.2024, which was issued after publication of the advertisement on 18.05.2024. He willingly participated in the selection process without raising any grievance against the conditions incorporated therein, and at this stage cannot be allowed to do so after remaining unsuccessful. In view thereof, the second prayer of the petitioner to direct the respondents to relax the selection standards for PwBD category candidates in terms of Government notification, dated 01.05.2012, can also not be considered, and stands rejected.

6. Dismissed.

(TRIBHUVAN DAHIYA)
JUDGE

06.05.2025

Ad

Whether speaking/reasoned?

Whether reportable?

Yes/No

Yes/No