

ITEM NO.13

COURT NO.4

SECTION IV-B

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (C) No(s). 13676/2017

(Arising out of impugned final judgment and order dated 22-03-2017 in LPA No. 938/2016 passed by the High Court Of Punjab & Haryana At Chandigarh)

GAGANDEEP SINGH

Petitioner(s)

VERSUS

THE STATE OF PUNJAB & ORS.

Respondent(s)

Date : 01-08-2018 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE KURIAN JOSEPH
HON'BLE MR. JUSTICE SANJAY KISHAN KAUL

For Petitioner(s) Mr. R. K. Kapoor, Adv.
Mr. Gurbachan Singh, Adv.
Ms. Kheyali, Adv.
Mr. Rajat Kapoor, Adv.
Ms. Rekha Giri, Adv.
Mr. Anis Ahmed Khan, AOR

For Respondent(s) Ms. Uttara Babbar, AOR
Ms. Bhavana Duhoon, Adv.
Mr. Udayan Verma, Adv.

UPON hearing the counsel the Court made the following
O R D E R

In the counter affidavit filed on behalf of the State, it is stated as follows :-

"It is respectfully submitted that fresh advertisement was issued by the Commission on 06.10.2016 for the recruitment to 2 posts of District Programme Officer out of which 1 post was reserved for Balmiki/Mazbi Sikh category, i.e. the category to which the previous incumbent Gurpreet Singh belonged. As such the vacancy accruing on account of the resignation of a candidate belonging to a

reserved category was again kept reserved for the same category."

However, it is seen from the advertisement No. 5 (vii) dated 06.08.2016, the post advertised is for category No. 77-SC(others). It is pointed out that Balmiki/Mazbi Sikh is Category No. 81 and as per the 1996 Circular, the vacancy is to be specifically for Balmiki/Mazbi Sikh. It is *prima facie* clear from the advertisement issued in the year 2016 that Balmiki/Mazbi Sikh category is not re-advertised.

Faced with such a situation, the learned counsel seeks some time for clarification and file a fresh affidavit. The needful shall be done within three weeks.

Post on 28.08.2018.

(JAYANT KUMAR ARORA)
COURT MASTER

(RENU DIWAN)
ASSISTANT REGISTRAR