

113. CWP-9644-2022

PARDEEP SHARMA VS STATE OF HARYANA AND ANR

Present:- Mr. Vishal Nehra, Advocate,
for the petitioner.

Ms. Kirti Singh, DAG, Haryana.

The petitioner herein would assail his height measurement as conducted by the Haryana Staff Selection Commission.

It is contended that the petitioner had applied for the post of Male Constable in Commando Wing (Group-C) under the general category pursuant to the advertisement No.2/2021, dated 09.06.2021 and he has been given 8 marks for his height, whereas he would be entitled to 10 marks since he has the height of 185 cms. It is submitted that the petitioner herein had got his height measured from the Civil Hospital, Jhajjar. It is further submitted that the petitioner became aware of the allocation of marks towards his height when detailed marks were uploaded. Counsel would submit that height of the petitioner can be got re-measured by any Government Hospital in order to establish whether the height of the petitioner has correctly been measured by the Commission.

Notice of motion.

At this stage, Ms. Kirti Singh, DAG, Haryana, who is present in Court, accepts notice on behalf of the respondents and seeks time to file response.

The petitioner herein is directed to deposit a sum of Rs.1 lakh with the Registrar of this Court within a period of one week and on such deposit, the petitioner will present himself before the Government Medical

College and Hospital, Sector 32, Chandigarh, on 20.05.2022, where a Board of Doctors will be constituted to measure the height of the petitioner.

Mr. Anil Mehta, Senior Standing Counsel for UT, Chandigarh along with Mr. Nishant Indal, Advocate, has been asked to join the proceedings of this case. He is requested to inform the authorities at GMCH, Sector 32, Chandigarh to constitute a Board of Doctors and measure the height of the petitioner on 20.05.2022 by stadiometer as has been directed in the case of *Sonu Singh Versus State of Haryana and others*, CWP No.23875 of 2016, decided on 21.11.2016 and submit the report in a sealed cover to this Court on the next date of hearing.

It is clarified that the deposit of Rs.1 lakh by the petitioner shall be subject to the condition that in case the height of the petitioner is found to be as per claim of the petitioner, the amount will be refunded back to the petitioner and in case of a different result, the same shall be remitted to the Poor Patients Welfare Fund in GMCH, Sector 32, Chandigarh.

For awaiting report, list on 25.05.2022.

09.05.2022
sanjeev

(JAISHREE THAKUR)
JUDGE