



HARYANA VIDYUT PRASARAN NIGAM LIMITED

Regd. Office : Shakti Bhawan, Plot No. C-4, Sector-6, Panchkula 134109

Corporate Identity Number : U40101HR1997SGC033683

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To

1. The CE/Admn., HVPNL, Panchkula
2. The CGM/Admn., UHBVN, Panchkula
3. The CE/Admn., HPGCL, Panchkula
4. The CGM/Admn. & HR, DHBVN, Hisar

Memo No. 175 /LB-2(loose)

Dated: 15.11.2022

Subject: CWP No. 1208 of 2011 titled as Smt. Vandana (Carrier Assistant) Vs HVPNL.

Attention is drawn to judgment dated 13.09.2022 passed in subject cited case vide which the Hon'ble High Court dismissed the present writ petition in favour of Nigam.

The operative part of judgment dated 13.09.2022 is given here under:-

The petitioner had been appointed as Carrier Assistant in the office of HVPNL, Hisar. The nature of the qualification of the petitioner at the time of initial appointment is not known. It is also not forthcoming as to whether the petitioner had taken study leave for a period of three years which is the requisite time for acquiring a diploma. She later stated to have obtained diploma from JRN Rajasthan Vidyapeeth University, Partap Nagar, Udaipur (Rajasthan) in the year 2006 through distance education which is neither recognized by All India Council for Technical Education nor by the Director, Technical Education, Haryana.

Consequently, I do not find any infirmity in the action of the respondents declining recognition of the diploma undertaken by the petitioner and the petition stands dismissed.

Pending application, if any, shall also stand disposed of accordingly".

Thus the stand taken by HVPNL has been ratified by Hon'ble High Court.

It is an important judgment on issue that diploma obtained from JRN Rajasthan Vidyapeeth University Udaipur through distance education is neither recognized by AICTE nor by Director Technical Education, Haryana.

Therefore no service benefit on the basis of such diploma are admissible. The above judgement may be circulated to offices under your control for praying dismissal of similar cases by placing reliance on the judgment dated

Diary No. 4463
Dated 22/11/22
Supdt.
AE
AEE-I
AEE-II
AEE-III
AEE-IV
AEE-V
AEE-VI
D.S/Estt.

No. 7870
Dated 18/11/22
DS/Estt.
US/NGE
DS/General
DS/T&M
EN/HR&TRG
Rectt.

CE/Admn.

To come



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13.09.2022 passed by Hon'ble High Court. It is also requested to direct the concerned Deputy Secretary, Technical to host the Judgment dated 13.09.2022 on the website of concerned Power Utility. A complete copy of judgment dated 13.09.2022 is enclosed herewith for ready reference.

This issue with the approval of L.R.

DA/As Above

Legal Officer,
HPU, Panchkula.

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

203

CWP-1208-2011 (O&M)
Date of decision : 13.09.2022

Vandana

... Petitioner

Versus

HVPN Ltd. and others

.. Respondents

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Rajnish K. Gupta, Advocate for the petitioner.

Mr. Ashish Yadav, Advocate for respondents No.1 to 4.

Anupinder Singh Grewal, J. (Oral)

The petitioner has challenged the order dated 22.04.2008 (Annexure P-5) whereby the diploma undertaken by her from JRN Rajasthan Vidyapeeth University, Udaipur (Rajasthan) has not been recognized.

Learned counsel for the petitioner submits that the petitioner had obtained the diploma in Electronics and Telecommunication Engineering from the institute and would be eligible for promotion to the post of Junior Engineer.

Learned counsel for the respondents, while relying on the reply, submits that the essential qualification for promotion to the post of Junior Engineer is diploma in Electrical and Electronics Engineering but the petitioner had obtained the diploma from JRN Rajasthan Vidyapeeth University, Partap Nagar, Udaipur (Rajasthan) through distance education which is neither recognized by All India Council for Technical Education nor by the Director, Technical Education, Haryana. He has relied upon the judgment of this Court in the case of 'Naresh Kumar and another versus State of Haryana and others' bearing CWP No.34886 of 2019, decided on 27.05.2022, in support of his submissions.

Heard.

The petitioner had been appointed as Carrier Assistant in the office of HVPNL, Hisar. The nature of the qualification of the petitioner at the time of initial appointment is not known. It is also not forthcoming as to whether the petitioner had taken study leave for a period of three years which is the requisite time for acquiring a diploma. She is later stated to have obtained diploma from JRN Rajasthan Vidyapeeth University, Partap Nagar, Udaipur (Rajasthan) in the year 2006 through distance education which is neither recognized by All India Council for Technical Education nor by the Director, Technical Education, Haryana.

Consequently, I do not find any infirmity in the action of the respondents declining recognition of the diploma undertaken by the petitioner and the petition stands dismissed.

Pending application, if any, shall also stand disposed of accordingly.

(ANUPINDER SINGH GREWAL)
JUDGE

September 13, 2022

sonia gugnani

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No