

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

C.W.P. No.15229 of 2014 (O&M)
Date of Decision: 12.1.2015

Isha Rani

...Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: Hon'ble Mr. Justice Rajesh Bindal

Present: Mr. Raje Ram Kaushik, Advocate for the petitioner.

RAJESH BINDAL, J.

The only ground to challenge the selection to the post of PGT (Economics) is that the petitioner has good academic record, whereas, respondent No.4, the last selected candidate was awarded more marks in interview, though her academic record was not that good if compared with the petitioner. The petitioner was awarded 15 marks in the interview out of 33 marks, whereas, respondent No.4 was awarded 23 marks.

It was further submitted by learned counsel for the petitioner that the assignment of 33% marks for interview runs contrary to the law laid down by Hon'ble Supreme Court in Ashok Kumar Yadav and others vs. State of Haryana and others, AIR 1987 SC 454.

After hearing learned counsel for the petitioner, I do not find any reason to interfere in the present petition.

Award of marks in interview in terms of the performance of the candidates cannot be subject matter of judicial review, unless allegations are made against any member of the interview committee, which are missing in the present petition. This court cannot sit in appeal over the marks awarded by the interview committee to the candidates in terms of their performance.

Insofar as the issue regarding assignment of marks for interview being contrary to the law laid down by Hon'ble the Supreme Court in Ashok Kumar Yadav's case (supra) is concerned, the issue cannot be gone into in the absence of the selected candidates being party in the petition, as the petitioner has impleaded only one of the selected candidates and not all, who have been selected in the process.

For the reasons mentioned above, the present petition is dismissed.

(Rajesh Bindal)
Judge

12.1.2015/*sharmila*