

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

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**Civil Writ Petition No.4462 of 2015
Date of Decision:13.03.2015**

Balwant Singh and anotherpetitioners

Versus

State of Punjab and othersrespondents

CORAM: HON'BLE MR.JUSTICE ARUN PALLI

Present: Mr.R.K.Chopra, Senior Advocate with
Ms.Shikha Jaidka, Advocate
for the petitioners

ARUN PALLI, J.(ORAL):-

Learned Senior counsel for the petitioners contends that he confines his claim and grievance only to the effect that the order dated 19.02.2015 (Anneuxre P11), shows that Ranjit Singh-respondent No.4, shown at Sr.No.5 in the list of selected candidates had also secured 71 marks and so did petitioner No.2 i.e.Jeevan Singh, and thus, a candidate who was elder in age, had a prior right of appointment.

It is maintained that the date of birth of Ranjit Singh is 19.07.1995, whereas the date of birth of Jeewan Singh-petitioner No.2, is 19.11.1984. However, it is conceded that the petitioners in their legal notice dated 13.02.2015 (Annexure P10), did not express any such grievance and, thus, the respondents never had any occasion to respond to any such grievance.

Learned Senior Counsel for the petitioners fairly states that, let this petition be dismissed as withdrawn with liberty to

petitioner No.2 to represent the respondents to the extent indicated above, and, a direction be issued that, in case, any such representation is made by the petitioners, the same shall be considered and decided, within a stipulated period of time.

That being so, the instant petition is dismissed as withdrawn. However, it is made clear, that, in case, any representation as indicated above, is made, the same shall be considered and decided, in accordance with law, preferably, within a period of three months, from the date of receipt of the representation. It would be apposite to mention here that this order shall not constitute any expression of opinion on merits of the case.

13.03.2015

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**(ARUN PALLI)
JUDGE**