

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

Review Application No. 124 of 2015 (O&M)

in Civil Writ Petition No. 15542 of 2011

Date of decision : 6.4.2015

Neha Aggarwal and another

.. Petitioners

versus

State of Punjab and others

.. Respondents

Coram: Hon'ble Mr. Justice Rajesh Bindal

Present: Mr. Piyush Bansal, Deputy Advocate General, Punjab.

Rajesh Bindal, J.

Review of the order passed by this Court on 17.2.2014, vide which two writ petitions were disposed of, has been sought, on the ground that the petitioners in the present writ petition having failed to avail of the chances offered to them in the counselling in terms of their merit position in the provisional merit list could not be considered later on when the candidates lower in merit were invited for counselling. Reference was sought to be made to the order passed by a Division Bench in LPA No. 1781 of 2014 Loveleen Kaur vs The State of Punjab and others decided on 3.11.2014.

This Court in CWP No. 3489 of 2014 Milind vs State of Punjab and others decided on 27.5.2014 had opined that when the process of selection is still open and the State is calling the candidates for counselling, who are lower in merit, it would be appropriate to consider more meritorious candidates. Nothing was pointed out as to whether any appeal was filed against the judgment of this Court in Milind's case (supra). The Division Bench of this Court in Loveleen Kaur's case (supra) observed that the counselling having been conducted in the year 2011 and more than three years having elapsed, the selection process cannot be kept pending till eternity.

In the case in hand, when the petitioners had approached this Court, the process of selection was still open and accordingly they have been granted the relief as posts were still lying vacant.

In the aforesaid factual matrix, I do not find any reason to review the order earlier passed.

The review application is dismissed. Consequently, the accompanying applications are also dismissed.

6.4.2015
vs

(Rajesh Bindal)
Judge