

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

SAILESH RANJAN  
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**CWP No. 17281 of 2011**  
**Date of decision: 07.01.2016**

Iqbal Sharma

....Petitioner(s)

Versus

Government Polytechnic College and others

...Respondent(s)

**CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA**

Present: Mr. Ashok Jindal, Advocate for the petitioner.

Mr. L.S.Virk, Addl.A.G., Punjab.

**G.S.SANDHAWALIA, J. (Oral)**

The petitioner seeks consideration for the appointment on the post of Sewadar with the respondent-College, on the ground that there was a vacancy which arose on account of promotion of one Sewadar as Daftri on 19.05.2011 (Annexure P4).

It is not disputed that the petitioner had applied in pursuance of an advertisement, at a prior point of time, on 30.10.2010 (Annexure P1), for the three posts of Sewadars. The petitioner was at Sr. No.1 in the waiting list, prepared for the said selection and therefore, would only be entitled to be adjusted if out of the three said persons, one did not join. Any subsequent vacancy which has arisen would not give any right to the petitioner since other persons would have an equal right to apply for the post which had to be advertised, in accordance with law, so that Article 14 of the Constitution of India is duly complied with. In such circumstances, no benefit can be granted to the petitioner for appointment against the said post.

Dismissed.

07.01.2016  
sailesh

(G.S. SANDHAWALIA)  
JUDGE