

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

LPA No.2321 of 2016 (O&M)

Date of Decision: 30.11.2016

Preet Bhupinder Singh

... Appellant

VS.

State of Punjab & Ors.

... Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT

HON'BLE MR.JUSTICE SUDIP AHLUWALIA

1. *Whether speaking/reasoned?*

Yes

2. *Whether reportable?*

No

3. *Whether Reporters of local papers may be allowed to see the judgment?*

Yes / No

4. *To be referred to the Reporters or not?*

Yes / No

5. *Whether the judgment should be reported in the Digest?*

Yes / No

Present: Mr. Akshay Bhan, Senior Advocate with
Mr. Alok Mittal, Advocate for the appellant

SURYA KANT, J. (Oral)

(1) The appellant assails the order dated 14.09.2016 of the learned Single Judge vide which his writ petition challenging the result of Physical Test conducted on 28.01.2015 for recruitment to the post of Deputy Superintendent in Punjab Police has been dismissed. The appellant competed for the said post in the reserved category of Scheduled Caste.

(2) As per the eligibility conditions contained in the advertisement, every candidate was required to complete 1600 meters race within 7.30 minutes. The event was supervised and monitored by external subject experts. The appellant was declared to have not qualified in that event held on 28.01.2015. He chose to challenge the above-stated result by way of a writ petition filed on 23.02.2016.

(3) Learned Single Judge has observed and rightly so that the inordinate delay on the part of the appellant belies his claim that he had in fact qualified the test. Otherwise also, the issue raked up by the appellant is

motive etc. there is no reason for this Court to doubt the genuineness of the procedure adopted by the Commission and its subject experts in conducting the physical test.

(4) Dismissed.

(Surya Kant)
Judge

30.11.2016
vishal shonkar

(Sudip Ahluwalia)
Judge