

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

-.-

C.W.P No. 6988 of 1998
Date of decision: 27.09.2017

Pawan Kumar & Anr.

...Petitioners

Vs.

State of Haryana & Ors.

...Respondents

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

Present: None for petitioner No.1.

Ms. Shruti Jain Goyal, AAG, Haryana.

Mr. Aditya Yadav, Advocate, for respondent No.7.

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

Petitioner seeks direction for appointing him as physical training instructor by quashing the appointments of respondent Nos. 3 to 10, who were lower in merit than the petitioner in the general category candidates.

The writ petition was admitted on 18.05.1998, at the initial stage. Petitioner No.2 has expired on 08.04.2006, as per his death certificate issued on 20.04.2006 (Annexure R/12).

Counsel for respondent No.7 has pointed out that the advertisement was in the year 1990 and as per the appointment orders appended with the affidavit filed by the State, the private respondents have joined way back in the year 1993. In the writ petition, it has been mentioned that the petitioner had made representation dated 15.07.1997 (Annexure P/3) claiming appointment on the basis of merit. The writ petition was filed, thereafter, in the year 1998, as noticed.

None has put in appearance on behalf of the petitioner.

At this stage, no specific relief can be granted to the petitioner No.1 after a period of 19 years. Even at the time of filing the writ petition, the petition was barred by the limitation as it is the settled principle that selection process is to be challenged immediately, whereas in the present case it was challenged after 5 years. The matter thus needs not to be further adjudicated upon.

In view of the above, the present writ petition is dismissed.

September 27, 2017
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(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No