

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

CWP No.26531 of 2016

Date of Decision:16.01.2017

Sanjay Kumar and others

... Petitioners

Vs.

State of Haryana and others

... Respondents

CORAM : HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present : Mr. Gurinder Pal Singh, Advocate for the petitioners.

Mr. D.S. Nalwa, Addl. A.G. Haryana.

P.B. BAJANTHRI J.

In the instant petition, the petitioners have sought for following relief:

*“i. record of the case may kindly be summoned for;
ii. a writ in the nature of mandamus/certiorari for setting aside the selection of respondents No.9 to 104 made in pursuance of selection advertisement dated nil published in various newspapers on 11.02.2016 (Annexure P-1) which is totally biased, malafide, based on nepotism, favouritism as the close relatives of members of the Selection Committee has alos been selected apart from other serious illegalities; may kindly be issued;”*

Mr. D.S. Nalwa, Addl. A.G. Haryana, submitted that statement of objection has been filed stating that the Director of Fisheries Department, Haryana has cancelled the selection and appointment to the post of Fisherman-cum-Watchman on 30.12.2016.

In view of the said development that the selection and appointment to the post of Fisherman-cum-Watchman has been cancelled, the present petition do not survive for consideration.

Learned counsel for the petitioners vehemently contended that the selected and appointed candidates have questioned the validity of cancellation of their selection and appointment before this Court and it is pending consideration. This Court vide order dated 21.12.2016 has specifically directed that original record and the videography equipment, tape etc shall be sealed forthwith by the respondent department/selecting agency and the record is to be deposited in the office of the Administrative Head of Fisheries Department, Government of Haryana by 22.12.2016.

Learned State counsel submitted that order dated 21.12.2016 has been complied and the records are kept in sealed.

Since the respondents have already cancelled the selection and appointment, therefore, the present petition do not survive for consideration. However, it is made clear that before de-sealing the records which are kept in the Administrative Head of Fisheries Department, Government of Haryana, concerned respondent is directed to seek permission of this Court so as to under what circumstances sealed records are to be de-sealed.

Accordingly, the present petition stands disposed of.

16.01.2017
rajeev

(P.B. Bajanthri)
Judge

Whether speaking/reasoned **Yes/No**

Whether reportable **Yes/No**