

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH
Letters Patent Appeal No.2091 of 2016 (O&M)
Date of Decision: February 20, 2017

Kuldeep SinghAppellant
versus
State of Haryana and othersRespondents

**CORAM: HON'BLE MR.JUSTICE SURYA KANT.
HON'BLE MR.JUSTICE SUDIP AHLUWALIA.**

Present: Mr.Anurag Goyal, Advocate, for the appellant.

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Surya Kant, J. (Oral)

The controversy pertains to eligibility of respondent No.5 for the post of Assistant Professor in Physical Education which was advertised by respondent No.4-College.

Having regard to the seriously disputed questions of facts involved in the writ petition, the learned Single Judge has relegated the appellant to the remedy of Civil Court where records can be summoned and it can be ascertained whether or not respondent No.5 had acquired the requisite qualification. In our considered view, such an order does not call for any interference in exercise of letters patent jurisdiction. The appellant, if so advised, may approach the Civil Court. We have no reason to doubt that if the appellant files the civil suit at the earliest, learned Civil Court shall make an endeavour to decide the same expeditiously and preferably within one year.

The appeal stands disposed of accordingly.

**[SURYA KANT]
JUDGE**

February 20, 2017
mohinder

**[SUDIP AHLUWALIA]
JUDGE**

**Whether speaking/reasoned
Whether Reportable**

:
:

**Yes/No
Yes/No**

LPA No.2091 of 2016 (O&M)

[2]

CM No.133 of 2017 in
LPA No.2091 of 2016

- - -

Kuldeep Singh versus State of Haryana and others

Present : Mr.Anurag Goyal, Advocate,
for the applicant-appellant.

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Since the main appeal has been decided on merits, this
application has become infructuous.

Ordered accordingly.

(SURYA KANT)
JUDGE

February 20, 2017
mohinder

(SUDIP AHLUWALIA)
JUDGE