

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

LPA-1866-2017 (O&M)

Date of Decision : 04.10.2017

Virender Singh

....Appellant

Versus

State of Haryana and another

...Respondents

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR.JUSTICE AVNEESH JHINGAN

....

Present : Mr.Baldev Singh, Advocate
for the appellant.

.....

MAHESH GROVER, J. (Oral)

The only argument advanced before us is that against this very impugned order LPAs were preferred by certain candidates which were considered favourably. We have seen the order passed in the connected LPA and find that the appeals were disposed of on the concession given by the Advocate General, Haryana. We may extract the relevant portion herebelow :

“(2) Notice of motion was issued and learned counsel for parties heard. During the course of hearing learned Advocate General, Haryana states that the authorities have re-considered the whole matter as a 'special case' and it has been decided to treat the appellants to have qualified the physical test. Consequently, it has been decided to hold written examination for them on

08.06.2017 and subject to their performance/merit position in the written test, they shall be considered for the advertised posts.

(3) In this view of the matter, the order(s) passed by learned Single Judge is/are set aside and the appeal(s) are disposed of as having become infructuous.”

Having regard to the aforesaid, we are of the opinion that since the matter has been disposed of on the concession given by the Advocate General, Haryana, we would not intervene in the appeal but leave it to the appellant to raise this issue with the respondent-State particularly when the appeal has been filed after a long delay of 350 days.

Disposed of with the liberty aforesaid granted. In case the appellant does so, the State may consider the issue sympathetically for the reasons given in the application.

(MAHESH GROVER)
JUDGE

04.10.2017
dss

(AVNEESH JHINGAN)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No