

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

LPA No.209 of 2017 (O&M)

Date of Decision: 06.04.2017

Rekha Jangra

... Appellant

VS.

State of Haryana & Ors.

... Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT

HON'BLE MR.JUSTICE SUDIP AHLUWALIA

Present: Mr. Arvind Rajotia, Advocate for the appellant

Mr. Deepak Balyan, Addl. AG Haryana

Mr. HN Mehtani, Advocate for HPSC

SURYA KANT, J. (Oral)

(1) The appellant is a candidate for the post of Assistant Professor (College cadre) in the subject of Botany. She was required to submit hard copy of her application which she had submitted online within the stipulated period. The appellant could not submit the hard copy for the reasons beyond her control. Resultantly, her candidature was cancelled.

(2) It is an admitted fact that the appellant had applied online within time and she is otherwise eligible for the post in question. It is true that every candidate was required to submit hard copy of the application form also as per the clear instructions mentioned in the advertisement as also separately notified by the Commission. However, in the peculiar facts and circumstances of this case, we directed the Commission to consider and grant one time concession to the appellant which shall not be taken as a precedent in future. Consequently, the Commission considered the appellant eligible for further consideration and she was interviewed provisionally.

(3) The appeal is accordingly disposed of with a direction to the respondents that let the appellant's merit be determined along with other

candidates as and when the result is to be declared and her candidature be not rejected due to delay in submission of hard copy of the application form, which has been otherwise already submitted. This order or the interim directions however shall not be a precedent for future cases.

(4) Disposed of accordingly.

(Surya Kant)
Judge

16.01.2017
vishal shonkar

(Sudip Ahluwalia)
Judge

1. *Whether speaking/reasoned?*
2. *Whether reportable?*

Yes
No