

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

LPA No.452 of 2017 (O&M)

Date of Decision : 04.12.2017

Balwant Verma

....Appellant

Versus

State of Haryana and others

....Respondents

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR.JUSTICE RAJ SHEKHAR ATTRI

Present : Mr.Vivek Khatri, Advocate
for appellant.

MAHESH GROVER, J. (Oral)

We do not find any reason to interfere with the judgment of the learned Single Judge. The appellant as a writ petitioner has challenged the selection process of the management-respondents by saying that no criteria had been followed nor relative merit of the appellant and the selected candidate compared in the absence of any criteria. It was noticed by the writ court that the members of the interview committee were not arrayed as parties and, therefore, the plea of the management was accepted.

The appellant has been unable to show any error in the judgment of the learned Single Judge and except to reiterate what has been stated before the writ court, no meaningful argument has been advanced.

We are of the opinion that in the absence of any material regarding the selection process or criteria and particularly in view of the contention of the Managing Committee of the institution, there would be no reason to interfere. It was for the appellant to bring on

record the material which would reflect on the unfairness of the selection process when the management itself is conceding to a flaw in the process. The courts could have intervene only if some material to the contrary had been shown i.e. that is there was an intelligible criteria adopted and followed by the Selection Committee. When this appeal was filed an order was passed by this Court on 24.03.2017 granting time to the appellant to apply under the Right to Information Act for a copy of selection criteria, if any, evolved by the Selection Committee before interviewing the candidates. Thereafter number of opportunities were given but no such information has been produced before us and neither has it been stated that the appellant made any attempt to seek any information under the Right to Information Act.

Consequently, we decline interference in the absence of any material.

Appeal dismissed.

(MAHESH GROVER)
JUDGE

04.12.2017
dss

(RAJ SHEKHAR ATTRI)
JUDGE

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