

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 11450 of 2018
Date of Decision: 16.07.2018

Chanchal Kant and others

...Petitioners

Vs.

State of Haryana and others

...Respondents

CORAM:- HON'BLE MR.JUSTICE RAJIV NARAIN RAINA

Present: Mr. Vijay Dahiya, Advocate,
for the petitioners.

RAJIV NARAIN RAINA, J. (Oral)

1. Public advertisement of the year 2012 of Jail Wardens in the Jail Department, Haryana was called in question for the first time before this Court by three of the present petitioners in CWP No. 7469 of 2018, Rajbir Singh and others Vs. State of Haryana & others but the petition was permitted to be withdrawn with the liberty to file afresh.

2. In this petition, the first petitioner Chanchal Singh has been added to the three previous petitioners all of whom are co-petitioners in this petition with a common cause. At this distance of time, the dispute regarding weightage of experience gained by them while they were recruited among 1600 constables in the year 1995 whose services were terminated consequent to the orders of the Division Bench of this Court and in the Special Leave Petition carried to the Supreme Court by the State of Haryana against those orders, the same was dismissed in the year 2001 upholding the orders of the Division Bench. The petitioners

want that there experience as constables be added to the experience for the present post. I am afraid, at this distance of time and the huge delay in approaching Court with reference to an advertisement of 2012, the selection would have become a dead ball; and therefore, no interference in the discretionary writ jurisdiction by this Court under Article 226 is warranted in favour of the petitioners who have slept over their rights, if an, for years together. Third party rights would be at serious risk which cannot be unsettled by tinkering with marks and merit of candidates determined long ago.

3. No ground for interference is made and the petition is dismissed by reason of delay and laches.

(RAJIV NARAIN RAINA)
JUDGE

16.07.2018

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Whether speaking/reasoned : *Yes/No*
Whether reportable : *Yes/No*