

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****Date of decision: 10.08.2018****CWP No.27426 of 2015 (O&M)**

Kashmir Singh

...Petitioner

Vs.

State of Haryana & others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: None for the petitioner.

Mr. Harish Rathee, Sr. DAG, Haryana.

RAJIV NARAIN RAINA, J. (ORAL)

The petitioner seeks direction to the respondent Commission to consider his candidature for the post of PGT (Fine Arts) in pursuance of the Public Advertisement dated 05.07.2015 (Annex P-4).

No one appears for the petitioner despite notice in the cause list. Neither pass over is sought.

Heard the State counsel.

Facts are that in the year 2014, the petitioner applied for the post of PGT (Fine Arts) through Advertisement dated 30.08.2014 issued by the Haryana School Teacher Selection Board, Panchkula (for short 'the Board'). He was issued registration number. However, later on, the selection process was taken over by the Haryana Staff Selection Commission, Haryana (for short 'the Commission') as the Board set up in 2014 was

disbanded by the State Government and the posts restored to the Commission.

As per short reply filed by the Secretary (Legal), HSSC, Haryana, the Commission issued notice on 12.05.2015 cancelling the process initiated by the Board of various teaching posts including the post of PGT (Fine Arts) vide Advertisement No.2/2014.

The notice dated 12.05.2015 was also published in two Hindi newspapers and two English newspapers in compliance of the directions issued by the Chief Secretary to Government of Haryana. The public notice was also available on the official website of the Commission. Thereafter, the Commission invited fresh online applications on 05.07.2015 vide Advertisement No.5/2015. The online applications could be sent filled up from 21.8.2015 to 21.09.2015. The advertisement was also published in various newspapers i.e. Punjab Kesari, Dainik Bhaskar, Amar Ujalla, Indian Express and The Tribune. In the advertisement, it was made clear that no offline application form or copy of downloaded application form will be accepted. Indisputably, the petitioner did not apply online pursuant to Advertisement No.5/2015.

It is the case of the petitioner that he came to know of the advertisement dated 05.07.2015 for the first time in December, 2015 and immediately approached the Commission through an e-mail for allowing him to submit his application form for the above-said post. But it was too late.

Though the petitioner was provisionally allowed to take part in the selection process as per interim order issuing notice of motion dated 24.12.2015, but as now revealed in the reply the petitioner had not applied in

response to the fresh advertisement issued by the Commission due to his own negligence, and on account of this, his claim for consideration for participating in the selection process was refused. The petitioner has himself to blame.

In view of the above, I find no merit in the instant petition and hereby dismiss the same.

10.08.2018

Vimal

**[RAJIV NARAIN RAINA]
JUDGE**

<i>Whether speaking/reasoned:</i>	<i>Yes</i>
<i>Whether Reportable:</i>	<i>No</i>