

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CWP No.27116 of 2017

Date of Decision:-15.01.2018

Sukhdev Singh.

.....Petitioner.

Versus

State of Punjab & Ors.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Balwinder Singh Jolly, Advocate for the Petitioner.

JASWANT SINGH, J.(ORAL)

Petitioner was an aspirant for recruitment as a Clerk in the category of Scheduled Caste against 855 posts advertised by the Punjab Government vide advertisement dated 24.08.2011 (P-1 & P-2) for appointment in various government offices. Applicants could only apply through online application form on the website stated in the advertisement. The petitioner is stated to have passed a written test as well as typing test (in Punjabi), the result of which were displayed on the website. The Petitioner is stated to have secured merit within the advertised vacancies in the Scheduled Caste category. However, the grievance is that he was not offered appointment as he could not appear on the Counselling held on 23/24.5.2013. It is claimed that the dates of counselling were not uploaded on the website nor he was informed.

under Article 226 of the Constitution is made out.

It is not in dispute that as per the terms and conditions of the advertisement, the petitioner was only permitted to apply through Online application forms. As per condition no.7, the candidates were advised to visit the stated website for latest updates. It is also not disputed that the petitioner had come to know about his written test result as also the typing test result through the list displayed on the website concerned. The assertion that the date of counselling held on 23/24.05.2013 for appointment were not uploaded and displayed on the website cannot be believed and is an complete afterthought. The petitioner is a resident of Kharar, District Mohali and the entire selection process has taken place at Mohali. As per his own documents placed on record from Annexure P-9 & P-10, it is evident that the petitioner was preoccupied with the illness of his father and had perhaps omitted to pursue his claim for appointment. That apart the issue is hit by principle of delay and laches.

Dismissed.

(JASWANT SINGH)
JUDGE

January 15, 2018
Vinay

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