

Sr. No.216

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

**CWP No. 4404 of 2017(O&M)
Date of decision:01.05.2018**

Sohan Singh

.....Petitioner

versus

**The Central Administrative Tribunal, Chandigarh and others
.....Respondents**

**Coram: Hon'ble Mr. Justice Mahesh Grover
Hon'ble Mr. Justice Rajbir Sehrawat**

**Present: Mr. Mehar Singh, Advocate
for the petitioner.**

Mr. Arun Gosain, Central Govt. Counsel
for respondents No. 2 to 4.

Mahesh Grover, J.(Oral)

We have heard learned counsel for the petitioner regarding his grievance directed against the Order of the Central Administrative Tribunal, Chandigarh Bench(herein after referred to as the 'Tribunal') dated 24.04.2014(Annexure P-1) and do not find any reason to interfere with it.

The petitioner was an aspirant for the post of Postman from the post of Gramin Daak Sewak(hereinafter referred to as 'GDS') in the year 1999 when there were 11 vacancies. The petitioner appeared at Sr. No. 13 and thus, he was left out of appointment. In the year 2003 there was only 1 vacancy and infact no shortfall vacancy against which the petitioner could be considered. Even though he participated against the singular vacancy and was at Sr. No. 18. In the year 2012 certain vacancies were available against which he pressed for his consideration on the basis of his earlier participation in the years 1999 and 2003.

The Tribunal negated the claim on the premise that in the year 2012 when vacancies arose they necessarily had to be filled up by going

through a fresh selection process be considered all who were eligible. Such a reasoning can not be faulted with. Merely because the petitioner participated in the earlier selection process in the years 1999 and 2003 would give him no right to claim appointment against the vacancies occurring in the year 2012 unless he participated alongside other eligible candidates to succeed.

Dismissed.

[MAHESH GROVER]
JUDGE

1st May, 2018
Shivani Kaushik

[RAJBIR SEHRAWAT]
JUDGE

Whether speaking/reasoned *Yes/No*

Whether Reportable *Yes/No*