

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

CWP No.8031 of 2018 (O&M)

Date of Decision:02.04.2018

Dr.Prakshi Talwar

... Petitioner

Versus

State of Haryana and others

... Respondents

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

Present: Mr.Rohiteshwar Singh, Advocate for the petitioner

RAJIV NARAIN RAINA, J. (Oral)

1. I have heard learned counsel for the petitioner and have perused the paper-book.

2. Interviews for the post of Junior Residents (Dental) on contract basis have been re-scheduled by the respondent-Medical College due to administrative reasons from 6th March, 2018 to 13th March, 2018. A corrigendum to this effect has been uploaded on the Official Website on 6th March, 2018 postponing the interviews and in the meanwhile, permitting fresh candidates to apply upto 12th March, 2018. One of the terms and conditions in the Corrigendum is that those who had applied earlier, need not apply again. The other terms and conditions remain the same. Interviews have been conducted on 13th March, 2018. The result has been declared on 21st March, 2018. The petitioner has not been selected. After participating in the selection process, she has approached this Court challenging the selection process. To my mind no prejudice has been caused to the petitioner if the interviews were re-scheduled, especially when the last date for applying was 5th March, 2018, one day short of the date fixed for interviews. Possibly, such short notice may not have yielded sufficient aspirants for the posts.

3. The second contention advanced by the learned counsel for the petitioner is that the interviews of Junior Residents (MBBS) concluded on 6th March, 2018, and therefore, selection process has been split into two though advertised together which is impermissible. I find nothing improper if the selection was split and the respondent-Medical College went ahead with part of the selection process for Junior Residents (MBBS). This would not be a valid ground to cast doubt on the administrative reasons which have resulted in re-scheduling the interview to 13th March, 2018. Nothing wrong has been done to the petitioner nor any of her fundamental rights has been breached. Her candidature has been considered and she has faced the interview board on her merit and thereafter, on failure she has approached this Court having remained unsuccessful. Had she been selected, she would not have raised these grounds. Her disappointment would not be an actionable lis. Mala fides has not been alleged against the authorities in the selection process.

4. In view of the above circumstances, I find no merit in this petition or any error requiring interference by issuance of a writ, order or direction to the respondents, which petition is accordingly dismissed.

2.4.2018
MFK

(RAJIV NARAIN RAINA)
JUDGE

Whether speaking/reasoned

Yes

Whether Reportable

No