

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

CWP No.9096 of 2018
Date of decision: 17.04.2018

Gulshan Kumar

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Arjun Atri, Advocate for the petitioner.

ARUN PALLI, J. (Oral)

The petitioner is aggrieved by an order dated 27.03.2018 (Annexure P12), vide which his representation to consider his candidature for selection to the post of Heavy Vehicle Driver has since been declined.

In response to the advertisement dated 18.05.2017 (Annexure P1), the petitioner competed for selection in the BC-A Category. He qualified the written examination as also the driving proficiency test. However, he was not called for interview. Resultantly, he approached this Court, vide CWP No.6139 of 2018. His grievance was that as per the self assessed OMR sheet, on being compared with the answer key uploaded by the Commission on its web site, the petitioner would have obtained approximately 120 marks in the written examination, whereas the last candidate, in his category, who had been called for interview had merely secured 80 marks. But still for some intangible reason, his candidature was ignored. The said petition was disposed of by this Court, vide order dated 13.03.2018, for the State counsel had submitted that the claim/grievance of the petitioner shall be considered and appropriate orders shall be passed within two weeks from the date of the said order. And, as indicated above,

vide order being assailed in this petition, his claim has since been declined, he is again before this Court.

Concededly, the petitioner did not append a copy of the requisite driving licence at the time of submission of his online application form. He failed to produce the same even at the time of scrutiny of documents that took place on 15.12.2017. In terms of the advertisement, the candidates were required to submit all the necessary documents along with their application forms and produce the original during scrutiny. And not at any subsequent stage. Thus, the documents, if any, submitted by the petitioner, vide representation dated 20.02.2018, would not advance his case any further, for he was already declared/found to be ineligible. Therefore, in the given situation, he has none other to blame than his own-self. Concededly, the interviews were held w.e.f. 25.02.2018 to 01.03.2018, process of selection has been concluded and even the appointments have since been made. Even otherwise, at this stage, if the respondents are asked to consider his candidature, that would rather entail multiple complications, for many other candidates, who too were declared ineligible during scrutiny, would stake their claim for reconsideration of their candidature.

In conspectus of the above, no ground is made out to interfere in exercise of extraordinary writ jurisdiction under Articles 226/227 of the Constitution of India. The petition is accordingly dismissed.

(Arun Palli)
Judge

17.04.2018
Rajan

Whether speaking / reasoned:	YES
Whether Reportable:	NO