

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

CWP No.9129 of 2018
Date of decision: 18.04.2018

Vikas Sharma

... Petitioner

Versus

Haryana Staff Selection Commission

... Respondent

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Ashwani Vaishnav, Advocate for the petitioner.

ARUN PALLI, J. (Oral)

Concededly, the petitioner had even earlier filed a petition i.e. CWP No.25115 of 2017, which was dismissed as withdrawn vide order dated 22.03.2018:

***“Present: Mr. Ravinder Singh Dhull, Advocate for the
petitioner.
Mr. Gaurav Jindal, Addl. AG, Haryana.***

ARUN PALLI, J. (Oral)

***Learned counsel for the petitioner submits that he be
permitted to withdraw the petition.***

Dismissed as withdrawn.”

It is not disputed either that the present petition too is based upon the same cause of action. Therefore, in the absence of any liberty prayed and granted by this Court, to file afresh, the second petition shall not be maintainable in law. Rather, in paragraph 10 of the petition it is averred,

***“That the petitioner has not filed any other such or similar writ petition
either in this Hon'ble High Court or in the Hon'ble Supreme Court of***

India.” Ex facie, the averments set out in paragraph 10 are incorrect and false, though a copy of the order dated 22.03.2018 is appended with the petition (Annexure P8).

Be that as it may, the fact remains that this petition is not only misconceived, but also an abuse of process. In the circumstances, this Court is choice-less but to dismiss the petition.

Ordered, accordingly.

18.04.2018
Rajan

(Arun Palli)
Judge

Whether speaking / reasoned:
Whether Reportable:

YES
NO