

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.6663 of 2019
Date of Decision:12.03.2019

Sohan Kumar

..... Appellant

Vs.

Haryana Public Service Commission and another

..... Respondent

CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN
HON'BLE MR.JUSTICE HARNARESH SINGH GILL

Present: - Mr.Varun Gupta, Advocate,
for the petitioner.

RAKESH KUMAR JAIN, J. (ORAL)

The Haryana Pubic Service Commission [for short 'the Commission'] had issued an advertisement No.6/2016 to fill up 109 posts of Civil Judge (Junior Division) by way of a competitive examination which had three tiers i.e. preliminary examination, main written examination and *viva voc*. The petitioner had appeared in the category of Eligible Sports Person [ESP] under the Roll No.37241 and secured 126 marks in the preliminary examination as against the cut off 116 marks. Thereafter, the petitioner was to submit a hard copy of his application form to the Commission by 12.2.2019 for the purpose of taking the main written examination. Admittedly, the petitioner had submitted his examination form on 13.2.2019. There is no reason given by the petitioner for the delay caused on his part. In this regard, a reference may be made to the instructions provided with the declaration of result which read as under: -

*“The application form, duly filled alongwith
supporting documents, should reach the*

Commission's office through Registered post/Courier/personal delivery by 12.2.2019 positively. Thereafter, no application form will be accepted through any mode and the office will not be responsible for any delay on the part of postal/courier services"

Learned counsel for the petitioner has submitted that the petitioner may be allowed to take the examination after issuance of admit card to him on the ground of equity.

We have heard learned counsel for the petitioner and after considering the facts and circumstances, are of the considered opinion that in such circumstances where the fault is squarely of the petitioner for not submitting his application form within the time though the result was declared on 21.1.2019 and sufficient time was given to him to submit his application form on or before 12.2.2019, the request made by him cannot be entertained. The petition is thus dismissed though without any order as to costs.

(RAKESH KUMAR JAIN)
JUDGE

(HARNARESH SINGH GILL)
JUDGE

12.03.2019

Vivek

Whether speaking /reasoned : *Yes/No*

Whether Reportable : *Yes/No*