

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

LPA No.753 of 2019 (O&M)
DATE OF DECISION: 10.04.2019

DharmenderAppellant

versus

State of Haryana and othersRespondents

CORAM:- HON'BLE MR. JUSTICE KRISHNA MURARI, CHIEF JUSTICE
HON'BLE MR. JUSTICE ARUN PALLI, JUDGE

Present: Mr. Sushil Sheoran, Advocate for the appellant

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KRISHNA MURARI, CHIEF JUSTICE: (Oral)

This intra-court appeal under Clause X of the Letters Patent Appeal is directed against the judgment and order dated 11.02.2019 passed by the learned Single Judge dismissing the writ petition filed by the appellant seeking a direction to declare the result of the recruitment process for appointment on the post of Canal Guard in Jhajjar Water Services Circle, Jhajjar.

2. The petition has been dismissed on the ground that since the process could not be completed within the prescribed time limit as per the guidelines dated 20.04.2011, therefore, it was scrapped. Admittedly the advertisement was issued on 15.05.2011 and as per the guidelines dated 20.04.2011 the process of recruitment was to be completed by 30.09.2011 which admittedly could not be completed till 31.03.2012 and therefore, the entire selection process was scrapped. Thereafter a fresh requisition was sent to the Chief Secretary, Government of Haryana, for initiating fresh process for appointment. Learned Single Judge has also taken note of the fact set out in the response of the State that the Superintending Engineer who was making selection retired in

2014 but handed over the papers qua the selection process on 16.07.2015, on account of which a doubt was created, which was also a reason for scrapping the entire selection process.

3. Learned counsel for the appellant vehemently contended that in other circles the results of the selection process have been declared even after a gap of 2½ years. Be that as it may no parity can be claimed with the illegality if the results of other circles beyond the period prescribed by the guidelines have been declared. The same cannot constitute a basis for passing a direction for declaration of the result in Jhajjar circle as well particularly when the selection process was not completed and was scrapped.

4. In view of the above we do not find any illegality in the judgment passed by the learned Single Judge which may require interference. The appeal is devoid of merits and accordingly stands dismissed.

(KRISHNA MURARI)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

10.04.2019
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NOTE:

Whether speaking/non-speaking: √Speaking
Whether reportable: YES/NO√