

Sr. No.256

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

**CWP No.22574 of 2017 (O&M)
Date of Decision: 13.03.2019**

Somveer

... Petitioner

Versus

Union of India and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. B.S.Badhran, Advocate,
for the petitioner.

Mr. Piyush Bansal, Advocate,
for respondents No. 1 to 4.

ARUN MONGA, J.(ORAL)

The petitioner has impugned his rejection on medical grounds for the selection to the post of 'Airman' for the year 2016-2017.

2. Learned counsel for the petitioner contends that, at one stage, the petitioner was found medically fit as reflected from sub para (iv) of para 4 of Preliminary objections contained in the reply filed by respondent No.3. Wherein, it has been stated that though the petitioner was found fit but the said fitness was valid only for a period of 6 months. Since at the relevant time his merit number was 3453 and being lower in merit, he was not considered for selection. However, in a subsequent selection, he was found medically unfit.

3. Be that as it may, the selection process for the year

2016-2017 is since already long over, the present petition is rendered infructuous by passage of time.

4. Learned counsel for the respondents submits that petitioner is at liberty to apply afresh for the subsequent selection to be carried out in future. He states that there is no bar in applying afresh if he has been declared medically unfit for a particular selection year. Petitioner can apply for subsequent selection, subject of course, to his being medically fit, in accordance with prescribed procedure.

5. In view of the statement of learned counsel for the respondents, present petition is disposed of as infructuous.

(ARUN MONGA)
JUDGE

13.03.2019

vandana

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No