

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No. 792-2015
Date of decision:-07.02.2020

JyotiPetitioner
vs.

State of Haryana and ors.Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr. H.S. Saini, Advocate
for the petitioner.

Mr. Hitesh Pandit, Addl.A.G. Haryana

Mr R.K. Malik, Sr. Advocate with
Mr. Sandeep Dhull, Advocate
for respondent Nos. 4 to 11, 13 to 19, 21 to 28, 30 to 34,
36 to 40, 43 to 51, 53 to 65, 67, 69 to 76

Mr. Jasbir Mor, Advocate
for respondent No. 20

Mr. R.K. Katana, Advocate
for respondent No. 29.

RITU BAHRI, J.(Oral)

Petitioner is seeking quashing of impugned selection list for the post of Pharmacist dated 16.03.2013 (P-4) to the extent of quashing the selection and appointment of respondent Nos. 4 to 76.

It is not in dispute that the final result was declared on 16.03.2013 (P-4) and as per information sought under RTI Act, the petitioner has secured 42.94 marks. The last candidate under General category has secured 50.08 marks.

In the short written statement filed on behalf of respondent Nos. 4 to 11, 13 to 19, 21 to 28, 30 to 34, 36 to 40, 43 to 51, 53 to 65, 67, 69

to 76, it has been stated that the petitioner has no cause of action to file the

present writ petition, as this selection has already been challenged by one Meenakshi Sahni by filing CWP No. 9852-2014, which has been dismissed on 21.05.2014 (R-24/1). The criteria adopted by the Commission does not suffer from any infirmity.

Once the petitioner has participated in the selection process, thereafter, he cannot challenge the selection process, in view of judgment of this Court in a case of *Varun Vir vs. UHBVNL and others, passed in CWP No. 10141-2008, decided on 04.03.2010.*

In view of the above, the present writ petition is dismissed.

07.02.2020
G Arora

(RITU BAHRI)
JUDGE

Whether speaking/reasoned	:	Yes
Whether reportable	:	No