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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 11576/2019, C.M. No. 8735/2020(u/S.151 CPC)

ASHISH

..... Petitioner

Through: Mr.O.P.Agarwal, Adv.

versus

UNION OF INDIA & ORS

..... Respondents

Through: Mr. Neeraj & Mr. Sahaj Garg, Advs.
with Mr. Vinod Kr., Dp.Commandant
for R-1 to 5.

CORAM:

HON'BLE MR. JUSTICE RAJIV SAHAI ENDLAW

HON'BLE MS. JUSTICE SANGITA DHINGRA SEHGAL

ORDER

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12.03.2020

1. The counsel for the respondents, in pursuance to the order dated 1st November, 2019 requiring him to obtain instructions, states that there are still 12 vacancies for the post of CT(GD) in BSF against Sports Quota 2017-18 Aquatic (Swimming/Diving/Water Polo) and no advertisement therefor has been issued.
2. The counsel for the petitioner states that if the respondents delay issuance of advertisement for filling up the fresh vacancies, the petitioner may be age barred.
3. However, this Court cannot compel the respondents to take out an advertisement for the vacancies admitted.
4. The counsel for the petitioner also fairly agrees but has drawn attention to prayer (b) in the Petition.

5. However, what we have observed hereinabove, of being not in a position to compel the respondents to take out the advertisement for filling up vacancies, would apply to prayer (b) also where the petitioner has sought sympathetic consideration owing to the likely age bar in the event of delay on the part of the respondents to fill the vacancies.

6. On 1st November, 2019, when the Petition had come up first before this Court, the counsel for the respondents was only asked to obtain instructions and in pursuance whereof response has been recorded today. No further orders are required in this Petition.

7. The Petition is disposed of.

RAJIV SAHAI ENDLAW, J

SANGITA DHINGRA SEHGAL, J

MARCH 12, 2020

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