

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

119

CWP No.6125 of 2021

Date of Decision: 17.03.2021

Simarjeet Singh

....Petitioner

VERSUS

Union of India and others

....Respondents

CORAM: HON'BLE MRS. JUSTICE ALKA SARIN

Present: Mr. Parminder Singh, Advocate for the petitioner.

Mr. Sunil Kumar Sharma, Sr. Central Govt. Counsel
for the respondents.

ALKA SARIN, J. (Oral)

Heard through video conferencing.

Prayer in the present petition under Articles 226 and 227 of the Constitution of India is for issuance of a writ in the nature of certiorari challenging the orders dated 06.08.2011 (Annexure P-3) and 19.10.2011 (Annexure P-4) whereby candidature of the petitioner was rejected as the petitioner did not clear the medical examination.

Learned counsel for the petitioner would contend that the petitioner had appeared for his medical examination and was rejected on the ground that he had Varicose Veins in his left leg. However, he filed a review and thereafter he appeared for medical examination before the Medical Board which gave an opinion dated 13.08.2011 (Annexure P-5) that the said Varicose Veins in the left leg is a minor healing disease and the same has no effect on the nature of job of the petitioner.

On a query put by this Court as to how the writ petition can be

entertained as the orders under challenge in the present case pertain to the year 2011, neither any reason is forthcoming in the writ petition for the delay in approaching this Court nor is learned counsel for the petitioner in a position to give a satisfactory answer. It is, however, submitted by learned counsel for the petitioner that the case of the petitioner may be considered sympathetically.

I have heard learned counsel for the petitioner.

In the present case the recruitment pertains to the year 2011. Much water has flown under the bridge since then and the recruitment process of 2011 cannot be permitted to be challenged after a period of ten years. There is no cogent reason forthcoming in the writ petition or otherwise explaining the inordinate delay in approaching this Court.

In view of the above, on the ground of delay and laches, the present writ petition is dismissed.

(ALKA SARIN)
JUDGE

17th March, 2021
jk

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