

(In virtual Court)

CWP No.31626 of 2019

Date of Decision: 13.08.2021

Shafaq

.....Petitioner

Versus

Union of India and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Prateek Sodhi, Advocate for the petitioner.

Ms. Puneeta Sethi, Senior Panel Counsel,
for the respondents-UOI.**RAJBIR SEHRAWAT, J. (ORAL)**

This is a petition filed under Articles 226/227 of the Constitution of India seeking issuance of a writ of mandamus directing the respondents to re-schedule paper 1 of SSC CGL 2018 Tier-II.

Notice of motion was issued on 26.11.2019 and short reply by way of affidavit of Deputy Regional Director, Staff Selection Commission (North Western Region) was filed.

On 05.04.2021, the following order was passed:

“Petitioner filed the instant petition seeking a mandamus directing the respondents to reschedule paper 1 of SSC CGL 2018 Tier -II. Mr.C.M.Sharma, learned counsel representing respondent No.1-UOI informs the Court that certain developments have taken place after filing of the writ petition inasmuch as the documents submitted by the petitioner have been scrutinised/verified and have been found in order. He further submits that pursuant to the exercise of document verification, petitioner would now be eligible to participate in the examination in relation to which the prayer has been raised in the instant petition.

Mr. Prateek Sodhi, Advocate seeks time to complete instructions in the matter.”

At this stage, learned counsel for the respondents has submitted that even the result of the selection in question has been declared by the respondents on 01.04.2021. It is further submitted that the above said order dated 05.04.2021 has resulted from incorrect information furnished by the then counsel, who appeared on behalf of the respondents. Otherwise the question of eligibility of the petitioner to participate in the exam; would not have been assessed by this Court; after the declaration of the result.

Be that as it may, since the result of the selection has already been declared by the respondents, therefore, the prayer of the petitioner for re-scheduling of paper of the said exam can not be ordered by this Court.

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

13.08.2021
sandeep

(RAJBIR SEHRAWAT)
JUDGE

Whether Speaking/Reasoned : Yes/No

Whether Reportable : Yes/No