

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

**CWP-8756-2022(O&M)
Date of Decision:28.04.2022**

SURENDER PRATAP CHITRA

... Petitioner

Versus

STATE OF HARYANA AND ANOTHER

... Respondents

CORAM : HON'BLE MRS. JUSTICE LISA GILL

Present : Mr. Arnav Udai Singh, Advocate for
Mr. Sunil K. Nehra, Advocate
for the petitioner.

LISA GILL, J.(Oral)

Prayer in this writ petition is for quashing of the final result dated 20.04.2022 for the post of Employability Skill Instructor declared by respondent No. 2 to the extent that petitioner is not reflected as a selected candidate in the SC category.

It is submitted that petitioner applied for the post of Employability Skill Instructor pursuant to advertisement No. 12/2019. Written examination was held on 20.02.2020 and result thereof declared on 08.02.2022. It is submitted that petitioner was declared successful therein. All successful candidates were to upload their documents for scrutiny.

Learned counsel submits that petitioner, however, could not upload the documents due to lack of information as he was under an impression that physical scrutiny of documents would be carried out. Petitioner later submitted representation dated 19.04.2022 (Annexure P-4) before the respondent-Commission with a prayer that his documents be accepted for scrutiny as he could not submit the same for scrutiny earlier due to lack of information. Result was, however, declared on 28.04.2022 and the petitioner was not found reflected as one of the selected candidate. Aggrieved therefrom, this writ petition has been filed.

While seeking quashing of final result dated 28.04.2022 it is submitted by learned counsel for the petitioner that though petitioner was duly short listed after having cleared his written examination, manifest injustice shall be caused to the petitioner in case his documents are not scrutinized. It is submitted that to err is human and petitioner should not be made to pay such a heavy price as he was under a bonafide belief that physical scrutiny of documents shall be carried out. It is thus prayed that this petition be allowed.

Heard learned counsel for the petitioner and have gone through the file with his assistance. Perusal of the file reveals that result of written examination was declared on 08.02.2022 (Annexure P3). It is specifically mentioned in the note appended thereto that necessary and relevant documents should be uploaded by the candidates w.e.f. 12.02.2022 till 20.02.2022.

Said note reads as under:

“1. The Candidates are not required to physically appear/ present in office of Commission with documents as the scrutiny will be carried out online only and no documents will be taken through offline mode/manually. Candidates can fill scrutiny form and upload documents through websites of Commission from 12.02.2022 to 20.02.2022.

2. The candidates are also advised to upload documents online from 12.02.2022 to 20.02.2022 after which link shall be disabled.

3. In case a candidate does not upload Documents for online scrutiny of Documents, no further opportunity will be given thereafter.

4. While every care has been taken in preparing and uploading the result, possibility of inadvertent/technical errors cannot be ruled out. The commission reserves the right to rectify the same later on.

5. The result is also available on the website of HSSC i.e. www.hssc.gov.in.

In view of the above, no fault can be found on the part of respondent-Authorities and it is not open to the petitioner to claim was lack of information. Information was clearly disseminated by the respondent-Commission. Needless to say it is for the candidate to exercise due care, caution and maintain the time lines as stipulated. It is pertinent to add here that a note (Note 9) was added in the advertisement itself, stating that no individual information at any stage shall be sent to any of the candidates who were advised to keep visiting the website as well as read the notices given in the different newspapers time to time. Thus, there is no ground for interference and much less on any ground of misplaced sympathy. In respect to representation dated 19.04.2022 (Annexure P4) that is stated to have been submitted before the Commission, it is to be noticed that there is nothing on record to even indicate the mode of its submission. Be that as it may, in view of the facts and circumstances stated above, learned counsel for the petitioner is unable to point out any ground whatsoever to interfere in this writ petition.

No other argument addressed.

Writ petition is already dismissed being devoid of any merit.

(LISA GILL)
JUDGE

28.04.2022

riya

Whether reasoned/speaking
Whether reportable

Yes/No
Yes/No