

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

222

CWP-13792-2020

Date of Decision: March 28, 2022

Abhishek Rathee

....Petitioner

VERSUS

State of Haryana & others

...Respondents

**CORAM: HON'BLE MR. JUSTICE G. S. SANDHAWALIA
HON'BLE MR. JUSTICE VIKAS SURI**

Present:- Mr.Anurag Goyal, Advocate
and Mr.Amit Rao, Advocate, for the petitioner.

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

Ms.Neha Awasthi, Advocate, for respondent No.2.

G.S. SANDHAWALIA, J. (Oral) :

Challenge in the present writ petition, filed under Articles 226/227 of the Constitution of India is to the Rules governing appointment to the post of Deputy Director (Annexure P-2) and the rejection order dated 24.06.2019 and 07.02.2020 (Annexures P-4 & P-8, respectively) whereby the Public Service Commission has not accepted the online application form of the petitioner for the said post for the advertisement dated 21.07.2018 (Annexure P-1).

State Counsel has placed on record communication dated 06.04.2021 issued by respondent No.1 whereby a decision has been taken to withdraw the earlier memo dated 27.05.2015 vide which requisition was sent for the said posts.

Counsel for the petitioner is not in a position to rebut this factual aspect but submits that since the rules are subject matter of challenge, the litigation be kept open.

In our considered opinion, this would only be an academic exercise and if said post is again advertised, it would always be open to the petitioner to raise challenge to the said rules.

Accordingly, the present writ petition is disposed of as having been rendered infructuous, with the aforesaid liberty.

(G. S. SANDHAWALIA)
JUDGE

(VIKAS SURI)
JUDGE

March 28, 2022
sailesh

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No