

221

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

CWP-13594-2017

Date of decision: 14.07.2022

MUKESH AND ORS.

...Petitioners

VERSUS

STATE OF HARYANA AND ORS.

...Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- None for the petitioners.

Mr. Tapan Kumar, DAG, Haryana.

JAISHREE THAKUR, J. (Oral)

1. The instant writ petition has been filed seeking issuance of a writ in the nature of mandamus directing the respondent No.2 to allow the petitioners to appear in the written test, which was scheduled to be held on 08.06.2017 for the post of Male Constables.

2. The instant writ petition came to be filed in the year 2017. The petitioners herein have participated in the selection process pursuant to advertisement issued dated 19.07.2015 (Annexure P-1) for the post of Male Constable (General Duty) and were allotted roll numbers and were called for the Physical Screening Test, for which they appeared at Kurukshetra. After having appeared for the Physical Screening Test, they were shocked to see that they were shown as not qualified and aggrieved at not being allowed to participate in the written examination, they approached the authorities concerned requesting for permission to allow them to appear in the written examination. Since no response was received from the authorities concerned, the petitioners herein approached this Court.

3. By way of an interim order dated 07.06.2017, the petitioners, who are 10 in number, were permitted to undertake the written examination with a stipulation that such participation would not confer any equitable right upon them.

4. Learned State counsel would rely upon the short reply filed on behalf of respondent No.2 as far back as on 07.10.2020, wherein it has been stated that the petitioners do not have necessary marks as per the final result declared to be offered appointment. It is further submitted that out of ten petitioners, only nine appeared for the written test on 08.06.2017. Petitioner No.1 could not qualify the Physical Screening Test and also remained absent from the Knowledge Test. As regards petitioner No.2, he did not qualify the Physical Screening Test as would be the case of petitioner Nos.4 and 5. The candidature of petitioner No.3 was rejected on account of scratching his OMR sheet. Petitioner Nos.6 to 10 were not selected in the final result on account of having lesser marks and, therefore, none of the petitioners herein could be recommended for appointment to the post of Male Constable (General Duty).

5. There is no representation on behalf of the petitioners today. Same was the situation on the last date of hearing also.

6. Consequently, the instant writ petition is disposed of being devoid of any merits. In case, the petitioners herein have any grievance, they are at liberty to revive the instant writ petition.

14.07.2022
Chetan Thakur

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No