

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

222 Monika	LPA-1423-2019 (O&M)	Appellant
	VERSUS	
State of Haryana & another (2)	LPA-1424-2019 (O&M)	Respondents
Anmol Singh		Appellant
	VERSUS	
State of Haryana & another (3)	CWP-24686-2019	Respondents
Ritu & another		Petitioners
	VERSUS	
State of Haryana & another		Respondents

Date of Decision: March 11, 2022

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

Present:- Mr.S.A.Khemka, Advocate, for the appellants
in LPA-1423 & 1424-2019
and for the petitioners in CWP-24686-2019.

Ms.Palika Monga, DAG, Haryana.

Mr.Govind Tanwar, Advocate, for
Mr.Kanwal Goyal, Advocate, for respondent-HPSC.
(The proceedings are being conducted through video
conferencing, as per instructions.)

G.S. SANDHAWALIA, J(Oral).

The present Letters Patent Appeals arise out of the decision of the Learned Single Judge dated 07.08.2019 whereby the prayer of the writ petitioners for quashing the result dated 21.05.2019 (Annexure P-5) pertaining to the list of selected candidates belonging to the eligible Sportsperson (ESP) category and for re-computation of the result based on eligibility under ESP category was rejected.

The selection was for filling up Group A & B posts in HCS (Executive Branch) for the advertisement issued on 02.08.2018. Similar is the position of CWP-24686-2019 which has been tagged along with the Letters Patent Appeals. Same had been filed on 02.09.2019 i.e. well after the result dated 21.05.2019 had been declared.

Counsel for the appellants has been fair enough to concede that the result of the preliminary examination was declared on 21.05.2019 and the

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main examination was held on 16.08.2019 and the result was declared on 29.10.2019. Same was subject matter of consideration in LPA-2044-2019, to the extent of the question set in the examination. The Learned Single Judge had passed an interim order on 12.12.2019 not to declare the result, which had been set aside in the above-said appeal on 19.12.2019. The matter was taken to the Apex Court also in SLP (C) No(s). 8755/2020 and vide order dated 21.09.2020, the Apex Court declined to interfere with the said order.

Resultantly, once the selection process has been finalized and the result has been declared and even as admitted by counsel for the appellants fairly that persons have been working for the last almost 2 years on the said posts, we do not feel that the present appeals and the writ petition are liable to be entertained. The selected persons are not before this Court and even if the result of the appellants who had been given permission to participate in the final examination are examined to see whether they are within the zone of consideration, in the absence of the interested persons also, would be a futile exercise. The appeals and the writ petition would thus necessarily have to meet its fate by sheer efflux of time.

Keeping in view the above, this Court is of the opinion that the appeals and the writ petition has been rendered infructuous on account of the subsequent events which have taken place. The selection process has been finalized and the selected persons of a certain set of categories have vested interests and their rights cannot be disturbed without hearing them. Resultantly, the present appeals and the writ petition are dismissed as having been rendered infructuous. All interim orders also stand vacated.

(G. S. SANDHAWALIA)
JUDGE

March 11, 2022
sailesh

(VIKAS SURI)
JUDGE

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