

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(102)

CWP-25364-2019

Date of Decision : 24.08.2022

Krishan Kumar

.. Petitioner

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Jasdev Singh Thind, Advocate, for the petitioner.

Mr. Harish Nain, Assistant Advocate General, Haryana.

Harsimran Singh Sethi J. (Oral)

Present petition has been filed challenging the action of the respondents in withdrawing the advertisement dated 10.07.2012 (Annexure P-1) vide which, the posts of PGT Computer were advertised.

Learned counsel for the petitioner, in support of his contentions, places reliance upon ***Civil Writ Petition No.57576, 63093 and 60538 of 2013 titled as Vindhyavasini Tiwari and others versus State of U.P and others, decided on 09.12.2013*** and in ***Civil Appeal Nos. 5680-83 of 2017 titled as Gohil Vishvaraj Hanubhai and others versus State of Gujarat and others, decided on 28.04.2017.***

Notice of motion.

On the asking of the Court, Mr. Harish Nain, learned Assistant

Advocate General, Haryana, who is present in Court, accepts notice on behalf of the respondent-State.

Learned State counsel submits that keeping in view the the settled principle of law settled by the Hon'ble Supreme Court of India in ***Civil Appeal No.4150 of 2022 titled as Employees State Insurance Corporation and another versus Dr. Vinay Kumar and others, decided on 18.05.2022***, no candidate has right to insist that the selection process initiated must be taken to a logical end and in the present case, there is a valid reason given for withdrawing the advertisement. The advertisement was issued in the year 2012, which remained pending for a quite long time without finalization, hence, the respondents decided to withdraw the said advertisement so as to issue a fresh advertisement to consider the claim of the all eligible candidates who might have become eligible so as to make recruitment as per rules which exist now.

Learned counsel for the petitioner submits that keeping in view the settled principle of law cited by the learned State counsel, the present petition may kindly be disposed of having been not pressed any further.

Ordered accordingly.

August 24, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No