

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

**224**

**CWP-6103-2018(O&M)  
Date of Order: 03.02.2022**

**JASPREET SINGH**

**..Petitioner**

**Versus**

**STATE OF PUNJAB AND ORS**

**..Respondents**

**CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present: Mr. Sunny Singla, Advocate  
for the petitioner.

Mr. Vikas Mohan Gupta, Addl. A.G., Punjab.

**ANIL KSHETARPAL, J(Oral)**

The hearing of the case is being held through video conferencing on account of restricted functioning of the Courts.

The petitioner prays for issuance of a writ in the nature of certiorari to quash the impugned result of recruitment held on 23.12.2016.

As per the case of the petitioner, the petitioner applied for recruitment for the posts of male and female constable (Sportspersons)-2016 pursuant to recruitment Notice dated 23.11.2016. For the purpose of the selection, a sports trial was held with respect to the players seeking reservation under the sport of basketball. As per the recruitment notice, for performance in the sports trial, the Committee was required to make assessment out of 25 marks. It was provided that any candidate less than 12.5 marks shall stand disqualified. As per the stand of the respondents, the petitioner on obtaining 12 marks, stood disqualified.

The learned counsel representing the petitioner contends that the committee has not been constituted in accordance with the recruitment

notice. He further contends that the petitioner has been wrongly ignored on account of mala fide intention.

The respondents have filed a detailed written statement. It has been pointed out that the petitioner obtained 12 marks in the sports trial and therefore he was not eligible to continue to participate in the selection process. With regard to the constitution of the Committee, it has been pointed out that the Committee consisted of three persons including the following:-

- “i) Sh. Parminder Singh, PPS, SP (Arjuna Awardee) International Basketball player.*
- ii) Sh. Jagdeep Singh, PPS, DSP (International player of Basketball).*
- iii) Insp. (CR) Gurkirpal Singh, Chief Coach, Punjab Police, Basketball Team (International player of Basketball).”*

It is evident that Sh. Parminder Singh is an Arjuna Awardee, whereas, Sh. Jagdeep Singh is an international player of the basketball. Inspector Gurkirpal Singh is the Chief Coach of Punjab Police Basketball team and an international player of basketball. From the recruitment notice, it is evident that the recruitment agency was required to constitute a Committee of experts and coaches in the sport of basketball. In absence of any other criteria, the constitution of the Committee to assess the eligibility of the candidates is not an infringement of any statutory provision. Therefore, the constitution of a Committee in terms of the recruitment notice.

As regards the contention of the learned counsel with reference to the mala fide intention, it may be noted that the petitioner has not impleaded the members of the Committee which was constituted for carrying out selection. Further, the petitioner alleges mala fide behaviour on

the ground that the one member of the Committee used to play with the petitioner in the same team.

In the considered opinion of the Court, such allegation is not sufficient to establish mala fide.

Furthermore, as already noticed, the members of the Committee have not been pleaded as a party.

Consequently, finding no force in the writ petition, the same is dismissed.

All the pending miscellaneous applications, if any, are also disposed of.

**February 03, 2022**

*Ay*

**(ANIL KSHETARPAL)**  
**JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No