

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

123

CWP No.2043 of 2023
Date of decision:02.02.2023

Sada Sukh

... Petitioner

Vs.

Haryana Staff Selection Commission and another

... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Sube S. Kaushik, Advocate
for the petitioner.

SUVIR SEHGAL J.

By way of present petition, petitioner has approached this Court for issuance of a writ in the nature of mandamus directing the respondents to allow the petitioner to submit his original documents/certificates for scrutiny for the post of Electrician against BCA category as the posts are still vacant and no waiting list has been published by the Commission-respondent No.1. Another prayer has been made for directing respondent No.1 to consider and select the petitioner to the said post.

Factual matrix leading to the filing of the petition is that the petitioner applied for the post of Electrician in the BCA Category pursuant to Advertisement No.14/2019 (Annexure P-1). It has been averred that petitioner possesses the requisite qualification and experience. Application Form (Annexure P-8) was submitted online and Admit Card (Annexure P-9) was issued to the petitioner for appearing in the written test which he successfully cleared. Result has been uploaded on the website of the Commission on 07.10.2021 (Annexure P-11). By another notification,

Commission-respondent No.1 announced the schedule for scrutiny of documents but the petitioner could not appear before the Commission for scrutiny. On coming to know that he had missed the date, petitioner submitted a representation dated 17.12.2021 (Annexure P-12) followed by another representation (Annexure P-13) which have not been attended to by the Commission.

Heard counsel for the petitioner.

Concededly, the petitioner submitted the application online and is aware of the result which was declared on the website of the Commission. The argument of counsel that the petitioner did not have the internet facility, therefore, cannot be accepted. In any case, it is hard to believe that the petitioner did not have the access to the worldwide web as one hardly comes across any youth without a smart phone in today's time and age. Except for this ground, the petitioner has not given any explanation as to why he went into a slumber for more than one year. The Court cannot come to the rescue of a person, who is not vigilant.

Although counsel for the petitioner has requested the Court to take a sympathetic view, but this Court is unable to show compassion and overlook the time-line fixed by the Commission, otherwise there will be no end to the recruitment process and it will encourage applicants/candidates to approach the Court at their sweet will. In current times, when there is cut-throat competition for public employment, a candidate/applicant desirous of seeking appointment has to be alert and assert his claim immediately in case he is aggrieved. The Court cannot come to the aid of any candidate after the recruitment process is over.

Finding no merit in the petition, it is hereby dismissed.

(SUVIR SEHGAL)
JUDGE

February 02, 2023
savita

Whether Speaking/Reasoned	Yes
Whether Reportable	Yes