

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

**CM-10173-74 of 2022(O&M) in/and
RA-CW No. 136 of 2022 in
CWP No. 3967 of 2017
Date of Decision:19.01.2023**

Monu Goyal and another

.....Non-applicant-petitioners.

Versus

State of Haryana and another

.....Applicant-respondents

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr. Aman Bahri, Addl.AG., Haryana
for the applicant-respondents.

Mr.Ashok Bhardwaj, Advocate
for the non-applicant-petitioners.

LISA GILL, J(Oral).

CM-10173 of 2022.

Annexures RA-1 to RA-3, are taken on record subject to just exceptions.

Application is accordingly disposed of.

CM-10174 of 2022.

For the reasons mentioned in the application as well as arguments addressed, delay of 02 days in filing of the present review application is condoned.

Application is accordingly disposed of.

RA-CW-136 of 2017.

Prayer in this application is for review of order dated 21.12.2021, whereby the writ petition was disposed of on the statement made by learned counsel for the State, on instructions, from Mr. Sukhwinder, ADA, Haryana Staff Selection Commission, to the extent that candidature of the petitioners had been considered and their roll numbers

figured in the list of selected candidates in the revised result, issued subsequent to the judgment of Hon'ble Supreme Court in *Haryana Staff Selection Commission vs. Priyanka and others, 2021 (4) SCT 80*. Writ petition was accordingly disposed of as infructuous.

Learned counsel for the applicants-State submits that it is due to an inadvertent oversight and some confusion, probably due to listing of other similar cases on the same day that information related to this case could not be supplied to learned counsel for the State. It is submitted that insofar as, the present petitioners are concerned, their candidature had been considered being eligible for the post, but they were not selected as they had secured lesser marks. As the prayer in the writ petition was for consideration of the candidature being eligible, writ petition in any case, it is submitted would be rendered infructuous.

Learned counsel for the non-applicant-petitioners keeping in view the factual position as above and the application duly supported by an affidavit dated 25.05.2022, of Mr. Rajeev Dudeja, Secretary (Legal) on behalf of the Haryana Staff Selection, does not raise any objection to review of order dated 21.12.2021. It is further affirmed that in view of the candidature of the petitioners being considered, the writ petition is indeed rendered infructuous.

Keeping in view the above, the writ petition is rendered infructuous in view of the fact that candidature of the petitioners, was considered, being eligible for the post in question. However, they were not selected as they secured insufficient marks.

Writ petition is disposed of accordingly.

This order shall form part of order dated 21.12.2021.

Review application and pending application, if any, are accordingly disposed of.

19.01.2023
s.khan

[LISA GILL]
Judge

Whether speaking/reasoned : Yes/No.
Whether reportable : Yes/No.