

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.24242 of 2013 (O&M)

Date of Order:04.05.2023

Gurbhagwan Singh

.Petitioner

Versus

State of Punjab and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. P.M.Kansal, Advocate,
for the petitioner.

Mr. R.K.Kapoor, Addl.A.G., Punjab

Mr. Ranjivan Singh, Advocate
for respondent no.4 to 10, 12 to 16, 18 to 22 & 24 to 27

Mr. Kamal Narula, Advocate
for respondent no.17.

ANIL KSHETARPAL, J

1. The petitioner challenges the selection of the private respondents on the ground that there cannot be any change in the criteria of recruitment after a recruitment notice has been issued.

2. The recruitment notice was issued in the year 2011 to invite the applications from the interested candidates to fill 188 vacant posts of the Forest Guards. The private respondents are the ex-servicemen. As per the stand taken by the State, the petitioner did not attend the counselling session, physical test and walk test, whereas the petitioner claims that he was never called for the counselling session and the physical test.

3. The applications for the recruitment of the aforesaid post were submitted online. The State made a positive assertion that the information was uploaded on the official website of the department.

4. In these circumstances, the disputed questions of fact are involved and they can appropriately be decided by the Court after permitting the parties to lead their evidence. Furthermore, it has been 12 years since the selection and appointment were made. The petitioner is stated to be 53½ years old as of now.

5. In these circumstances, the petitioner, if so advised, may avail an alternative remedy.

6. Disposed of accordingly.

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

May 04, 2023
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned :YES/NO
Whether reportable :YES/NO