

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

**COCP-3725-2019 (O&M)
Date of decision: 15.05.2023**

Dr. Jyoti Deswal

...Petitioner

Versus

Dr. Vijay Kumar and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- None for the petitioner.

Mr. Deepak Girotra, Advocate
for respondent No. 1.

Mr. Amit Rao, Advocate for
Mr. Anurag Goyal, Advocate
for respondent No. 2.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner alleges violation of the order dated 27.08.2019,
passed by this Court in CWP-9255-2018, vide which, the following
directions were issued:

“Having considered the matter and in view of the findings rendered herein above I am of the view that the action of the selection committee in not awarding 10 marks to the petitioner holding a Ph.D. degree is fallacious and not sustainable and accordingly set aside. I dispose of the writ petition with a direction to the College to reconsider the case of the petitioner subject to the verification of the provisional certificates, Annexures P-12 and R-2/5 and other documents which the petitioner or the College intends to rely upon, after affording an opportunity to the petitioner. This Court is sanguine of the fact that this exercise may be taken within a period of one month from the date of receipt of

certified copy of this of this order. Finding all the documents correct, it shall strike a balance by taking into consideration the marks. It shall again re-allocate the marks to the petitioner and on re-allocation would follow the principle of last come first go.

At this stage Mr.Nitin Kant Setia submits that one post is still lying vacant which has not been denied by Mr.Sidhu as one professor expired. In such circumstances the College may not be precluded in taking into consideration this aspect of the mater by protecting the interest of respondent No.16.

The writ petition is disposed of in the above terms”

Learned counsel for respondent No. 1 submits that at one point of time, the petitioner was given appointment letter on the post of Assistant Professor, vide letter dated 08.11.2019, however, on receiving the stay order from the LPA Bench, a communication was received from the Director Higher Education and in compliance thereof, one Raunak Rathi has joined and she is working, subject to final outcome of the LPA, which is pending.

In view of the above, the present petition is rendered infructuous.

Rule stands discharged.

15.05.2023
Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No