

C.WP No.28879 of 2023

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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C.WP No.28879 of 2023

Date of decision: 20.12.2023

Anand Kumar Pandey

... Petitioner

Versus

High Court of Punjab and Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE G.S. SANDHAWALIA
HON'BLE MS. JUSTICE LAPITA BANERJI

Present : Mr. SS Brar, Advocate,
for the petitioner.

Mr. Rajeev Anand, Advocate,
for the respondent.

G.S. SANDHAWALIA, J. (Oral)

1. The challenge is to Clause 3.3 of the notification dated 15.11.2023, whereby the direct recruitment to Haryana Superior Judicial Service is to be made.

2. The petitioner has come to this Court on the ground that under the said Clause, there is a requirement of independent engagement and conducting of not less than fifty cases (other than bunch cases) per year in the preceding three years and the candidate is to be income tax assessee for at least three assessment years preceding the date of application, with gross income of not less than rupees five lacs per annum. There is no challenge in the writ petition to the Haryana Superior Judicial Service Rules, 2007, wherein the said criteria is prescribed under Rule 11(bb), and the said criteria has accordingly been prescribed.

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3. In the absence of the said challenge being raised, we are of the considered opinion that the writ petition is misconceived as no relief can be granted once the statutory rules are already in operation and they have been framed in view of the judgments of the Apex Court from time to time.

4. Resultantly, we dismiss this petition in limine with liberty to the petitioner, if so advised, to challenge the said rules in accordance with law.

(G.S. Sandhawalia)
Judge

20.12.2023
monika

(Lapita Banerji)
Judge

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