



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-14289-2024

Date of Decision: 01.07.2024

REKHA

...Petitioner

Vs.

STATE OF HARYANA AND ANOTHER

...Respondents

CORAM:- HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. Sanchit Punia, Advocate for the petitioner.

TRIBHUVAN DAHIYA, J. (Oral)

This petition has been filed, *inter alia*, seeking a writ of mandamus directing the respondents to consider the objections filed by the petitioner *qua* question nos. 79, 77 and 66 (Series-C) of the written test taken by the Haryana Staff Selection Commission during the process of selection for the post of PGT Geography in response to advertisement no. 4/2015, dated 28.06.2015.

2. As per the facts apparent on record, the written test for short-listing the candidates was held on 15.06.2016, and the Commission vide public notice dated 04.09.2016, Annexure P-4, invited objections to the answer key of the test. In response thereto, the petitioner submitted her objections online on 06.09.2016. The final result of the written examination was declared by the Commission, and the candidates were called for scrutiny of documents by way of public notice dated 06.02.2017, Annexure P-9. The petitioner's roll number figured therein, she appeared for the scrutiny of documents and was thereupon called for interview as well

vide public notice dated 25.09.2018, Annexure P-10. She, however, remained unsuccessful as per the final result of selection announced on 18.04.2023, Annexure P-14. Thereafter, she filed the instant petition taking objection to the Commission's act in not deciding her objections to three questions in the answer key before proceeding with the selection process.

3. Learned counsel for the petitioner contends that the Commission was required to decide the objections before proceeding with the selection process. He further submits that at this stage, the petitioner will be satisfied in case Secretary of the Commission is directed to decide the pending representation in that regard, dated 15.05.2024, Annexure P-15.

4. Since after filing of the objections, the petitioner willingly participated in the selection process by appearing for scrutiny of documents as well as interview, she consciously gave up her right to seek a decision on her objections to the answer key, in case the same remained undecided. Besides, after participating in the process and remaining unsuccessful, she is estopped from changing the stand and seeking a direction to decide the objections. Still further, there is no challenge to the selection process which has already attained finality.

5. Accordingly, there is no ground to entertain the petition, and it stands dismissed *in limine*.

(TRIBHUVAN DAHIYA)
JUDGE

01.07.2024

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