



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CWP-24622-2024
Date of Decision: 24.09.2024

ASHOK KUMAR ...Petitioner(s)

Versus

STATE OF HARYANA AND OTHERS ...Respondent(s)

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present:- Mr. Jai Bhagwan Tobria, Advocate
for the petitioner.

TRIBHUVAN DAHIYA, J. (Oral)

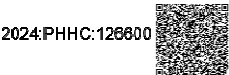
This petition has been filed, *inter alia*, seeking a writ of *certiorari* for setting aside the judgment dated 29.05.2024, Annexure P-7, passed in Civil Appeal No.41 of 2020, by the Educational Tribunal.

2. The petitioner challenged the selection of tenth respondent as Assistant Professor English in an aided College/DAV College, Pundri, Kaithal, made in 2013. Admittedly, the petitioner was not an applicant for the post.

3. Learned counsel for the petitioner contends that the petitioner is aggrieved of the selection in question, as the tenth respondent used to harass and humiliate him. Since the selection was illegal and a result of fraud, the petitioner has a right to challenge the same.

4. Heard.

5. A perusal of the impugned judgment passed by the Tribunal shows that complaints regarding irregularities in the selection of tenth respondent were inquired into by a Committee constituted by the Vice Chancellor of the affiliated University/Kurukshetra University, and the allegations were found to be false. Only thereafter the letter of appointment was issued to the tenth respondent. Besides, as per the settled law, not being an applicant himself for the post in



question, the petitioner has no right to challenge the appointment. His appeal before the Tribunal was a challenge in public interest, which was not maintainable in service law. Accordingly, no exception can be taken to the Tribunal’s judgment dismissing the petition on that account.

6. In view thereof, there is no merit in the petition and it stands dismissed in *limine*.

(TRIBHUVAN DAHIYA)
JUDGE

24.09.2024
Ad

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>