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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 13303/2024**

SHUBHAM KUMAR

.....Petitioner

Through: Mr. Ravindra Kumar Singh,
Advocate.

versus

STAFF SELECTION COMMISSION

THROUGH THE CHAIRMAN & ANR.

.....Respondents

Through: Ms. Archana Sharma, SPC for
Respondents/SSC.

Ms. Arpita Rawat, Government Pleader, for
Respondent/UOI.

CORAM:

HON'BLE MS. JUSTICE JYOTI SINGH

ORDER

23.09.2024

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CM APPL. 55549/2024

1. Exemption allowed, subject to all just exceptions.
2. Application stands disposed of.

W.P.(C) 13303/2024 and CM APPL. 55548/2024

3. This writ petition has been filed by the Petitioner under Article 226 of the Constitution of India seeking the following reliefs against the Staff Selection Commission:

“a) Direct the Respondents for re examination of the Petitioner in conducive environment for the post code NR 16323 in the interest of justice;

b) Direct the Respondents for reserving the seat for the Petitioner for the specified post having post code NR 16323 herein in case of declaration of result during pendency of this Petition.”

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4. The remedy, as is evident, clearly lies before the Central Administrative Tribunal (Tribunal) as the issue raised in the present petition relates to matter concerning recruitment under Section 14 of the Administrative Tribunals Act, 1985. In view of the judgment of the Constitution Bench of the Supreme Court in ***L. Chandra Kumar v. Union of India and Others, (1997) 3 SCC 261***, the Tribunal will be the only Court of first instance to adjudicate the grievances raised by the Petitioner.

5. Accordingly, this writ petition is dismissed with liberty to the Petitioner to approach the Tribunal in accordance with law. Pending application also stands disposed of.

JYOTI SINGH, J

SEPTEMBER 23, 2024

B.S. Rohella

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