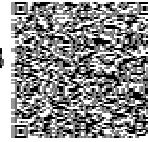


2025:PHHC:079001-DB

LPA-1712-2025 (O&M)  
Date of Decision: 04.07.2025

Shiv Kumar

...Appellant

Vs.

Nirankari Baba Gurbachan Singh Memorial College and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE SANJEEV PRAKASH SHARMA  
HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA**Present: Mr. Sumit Ranjan, Advocate (through video conferencing) for  
Mr. Rohit Singh, Advocate for the appellant.

\*\*\*

**SANJEEV PRAKASH SHARMA, J. (Oral)**

1. The case was taken up on 01.07.2025 and during the course of arguments, learned counsel stated that Annexure P/11 annexed with the writ petition and in appeal, was erroneous and sought time to file correct documents. However, now again two week's time has been sought.

2. However, we find that the document Annexure P/11 is totally irrelevant to the disposal of the present appeal. The order which has been challenged before us examined all the contentions raised by the learned counsel for the writ petitioner before the learned Single Bench.

3. The writ petitioner challenged the appointment of respondent No.7 on the ground that he did not possess the graduation degree, whereas, the learned Single Bench has found that no such factual document in support of such assertion has been filed by the appellant. The learned Single Bench has also taken into consideration the second argument raised with regard to

the marks obtained in interview. The claim of the appellant that he should be given more marks in interview based on his educational qualification has been rejected as no one can authoritatively claim higher marks in interview merely because he secured more marks in the educational qualification required for the post. More so, there is no *malafide* alleged. In the circumstances, the challenge made to selection of respondent No.7 is found to be without any basis. No case for interference with the judgment passed by the learned Single Bench is made out. The appeal is accordingly dismissed.

4. All pending misc. application(s) also stand disposed of.

**(SANJEEV PRAKASH SHARMA)**  
**JUDGE**

**(MEENAKSHI I. MEHTA)**  
**JUDGE**

04.07.2025  
rajesh

|                               |   |        |
|-------------------------------|---|--------|
| 1. Whether speaking/reasoned? | : | Yes/No |
| 2. Whether reportable?        | : | Yes/No |