



**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH**

**LPA No.53 of 2018 (O&M)
Date of Decision: 26.03.2025**

Haryana State Selection Commission

...Appellant

Versus

Pawan Kumar and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE SANJEEV PRAKASH SHARMA
HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA**

Present:- Mr. Sanjiv Kaushik, Additional Advocate General, Haryana.

Mr. Karamveer Singh Banyana, Advocate,
for respondent No.1.

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SANJEEV PRAKASH SHARMA J.(Oral)

The appellant has preferred this appeal assailing the order dated 03.11.2017 passed by the learned Single Judge whereby he has allowed the writ petition filed by the writ petitioner (respondent No.1 herein) where he claimed that his height was wrongfully assessed by the respondents while recording his height on 21.10.2016.

2. The contention of the writ petitioner was that earlier in the selection for recruitment to the Central Armed Police Forces in the year 2015, he had been measured at height of 175.1 cms and therefore, his height would not have reduced in the year 2016 to 174.9 cms as assessed by the respondents. This Court by the learned Single Judge vide the order dated 03.10.2017 seems to have constituted a Medical Board in the Government Multi-Speciality Hospital, Sector 16, Chandigarh to measure his height whereupon the report has been submitted reflecting that the height of the writ petitioner was measured at 176 cms as on 12.10.2017.



3. Learned counsel for the appellant-State submits that in view of the various discrepancies of the height, the height, which has been measured by the respondents and their team of doctors, ought to be considered as correct. Learned counsel submits that at the time of measuring his height as 174.9 cms, the writ petitioner had signed on the report and it should be treated as accepting of his height measurement as correct.

4. We do not accept such a contention to be taken as against the writ petitioner, specially when he has brought before the Court a document showing that the height was assessed in the year 2015 by the Central Armed Police Forces as 175.1 cms and in the year 2017, the Superintendent of the Government Multi-Speciality Hospital, Sector 16, Chandigarh, has submitted a report reflecting his height to be 176 cms as on 12.10.2017. One can always understand that at the growing age the height might grow further, however, it does not stand to reason that the height in the year 2015 would be higher than the height in the year 2016 and the assessment apparently made by the respondents and recorded on 21.10.2016 is incorrect and learned Single Judge has accordingly found the same which is purely factual aspects and in appeal, we would not like to go into the said aspect, at this stage. The order dated 03.11.2017 passed by the learned Single Judge does not warrant any interference.

5. With the aforesaid observations, the instant LPA is dismissed accordingly.

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

(SANJEEV PRAKASH SHARMA)
JUDGE

March 26, 2025
seema

(MEENAKSHI I. MEHTA)
JUDGE

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No