

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO(S). 7169 OF 2010

RAMANDEEP SHARMA (DEAD) & ORS. Appellant(s)

VERSUS

THE STATE OF PUNJAB & ORS. Respondent(s)

O R D E R

Challenging the order dated 31.03.2008 passed by the High Court of Punjab and Haryana at Chandigarh in CWP No. 5232 of 2008, the appellants have approached this Court. On perusal of the facts of the case, it revealed that the selection to the post of Lab Attendant in pursuance of the advertisement dated 09.12.2000 has been completed by the end of December, 2001 and the respondents have joined their duties in 2002. The said selection and appointment was challenged after six years by filing writ petition before the High Court, which was dismissed on the ground of delay and laches.

Learned counsel for the appellants contends that from the newspaper report, they came to know about the illegalities in selection and police action had also initiated. Thus, there is no delay from the date of the knowledge and looking to the illegalities in selection process, the writ petition ought to have been entertained by the High Court on merits.

During course of hearing, it is reported that after completion of the inquiry, the final report has already been prepared by police and nothing incriminatory was found. On the filing of the said report, the appellants are at liberty to take recourse of law or otherwise if the report is not filed, they may take recourse seeking directions in accordance with law.

At present, without having any cogent material, merely on the basis of the newspaper report and alleged inquiry by the police authorities in which final report has already been prepared, the High Court has rightly

declined to interfere in the process of selection of 2002 in a writ petition filed with a delay of six years. In addition, the respondents are working since then and by now for the last more than 20 years. Therefore, at this stage, we are not inclined to interfere with the impugned order passed by the High Court.

The Civil Appeal is, accordingly, dismissed. Pending interlocutory application(s), if any, is/are disposed of.

.....J.
[J. K. MAHESHWARI]

.....J.
[K. V. VISWANATHAN]

New Delhi;
AUGUST 09, 2023.

ITEM NO.102

COURT NO.9

SECTION IV

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Civil Appeal No(s). 7169/2010

RAMANDEEP SHARMA (DEAD) & ORS.

Appellant(s)

VERSUS

THE STATE OF PUNJAB & ORS.

Respondent(s)

IA No. 54127/2009 - exemption from filing O.T.

IA No. 95326/2009 - exemption from filing O.T.

Date : 09-08-2023 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE J.K. MAHESHWARI
HON'BLE MR. JUSTICE K.V. VISWANATHAN

For Appellant(s) Mr. Pardeep Dahiya, Adv.
Ms. Atri Roy Chowdhury, Adv.
Ms. Mahima Benipuri, Adv.
Mr. Rohan Maan, Adv.
Mr. Devashish Bharuka, AOR

For Respondent(s) Mr. Tushar Bakshi, AOR
Mr. Amit Pai, Adv.
Mr. Kushal Dube, Adv.

Mr. G. N. Reddy, AOR

Ms. Nupur Kumar, AOR
Mr. Ambuj Tiwari, Adv.
Ms. Muskan Nagpal, Adv.

Mr. Santosh Kumar, Adv.
Mr. Madhurendra Sharma, Adv.
Mr. Rajiv R. Mishra, Adv.
Ms. Suruchi Yadav, Adv.
Mr. Vijay Kumar Sharma, Adv.
Mr. Yadav Narender Singh, AOR

**UPON hearing the counsel the Court made the following
O R D E R**

The Civil Appeal is dismissed in terms of the signed order.

**Pending interlocutory application(s), if any, is/are disposed
of.**

**(JAYANT KUMAR ARORA)
ASTT. REGISTRAR-cum-PS**

**(VIRENDER SINGH)
BRANCH OFFICER**

(Signed order is placed on the file)