

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

REVIEW PETITION (C) NOS.1323-1324 OF 2007

IN

CIVIL APPEAL NOS.3132 & 3773 OF 2007

RAJASTHAN PUBLIC SERVICE COMMN.

Petitioner(s)

VERSUS

RAJESH KUMAR DARIA ETC.

Respondent(s)

ORDER

Delay condoned.

The Rajasthan Public Service Commission has filed these review petitions for reviewing our Judgment dated 18.2.2007, voicing the apprehension that the candidates who had not earlier approached the Court but secured more marks than the appellants (whose appointments were directed), may now approach the Court and claim similar relief, by relying on the said judgment, and that will create a difficult situation.

In para 11 of the judgment we have made the position clear : "On the facts
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and circumstances, we do not propose to disturb the selection list dated 30.12.2001 or interfere with the appointments already made in pursuance of it. We will only consider whether the appellants before us are entitled to relief". The relief granted has thus been moulded in exercise of power under Article 142 of the Constitution so that justice was done to the selected candidates, as well as the appellants who had approached the Court

in 2002 itself.

As the matter relates to a selection list dated 30.12.2001 which has already been given effect, the question of any other candidate challenging the selection at this belated stage or seeking similar relief, on the basis of our judgment, does not arise. There is, therefore, no cause for the apprehension. Review Petitions are, therefore, dismissed.

I.

.....CJ
(K.G. BALAKRISHNAN)

.J.

.....
(R.V. RAVEENDRAN)

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.....J.
(DALVEER BHANDARI)

NEW DELHI;
9TH APRIL, 2008.

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CHAMBER MATTER

SECTION XV

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

R.P.(C)NOS.1323-1324/2007 IN C.A.NOS.3132&3773/2007

RAJASTHAN PUBLIC SERVICE COMMN.

Petitioner(s)

VERSUS

RAJESH KUMAR DARIA ETC.

Respondent(s)

(With appln(s) for c/delay in filing review petition)

Date: 09/04/2008 These Petitions were circulated today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE R.V. RAVEENDRAN
HON'BLE MR. JUSTICE DALVEER BHANDARI

By Circulation

UPON perusing papers the Court made the following
ORDER

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Delay condoned.

The Review Petitions are dismissed, in terms of the signed order.

(G.V.Ramana) (Veera Verma)
Court Master Court Master
(signed order is placed on the file)