

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Special Leave to Appeal (C) No(s). 12765/2020

(Arising out of impugned final judgment and order dated 24-01-2020 in SSNO. No. 35996/2019 passed by the High Court Of Judicature at Allahabad, Lucknow Bench)

BALRAJ SINGH & ANR.

Petitioner(s)

VERSUS

STATE OF UTTAR PRADESH & ORS.

Respondent(s)

(IA No. 109574/2020 - EXEMPTION FROM FILING O.T.)

WITH

SLP(C) No. 1530/2021 (XI)

(IA FOR EXEMPTION FROM FILING O.T. ON IA 10565/2021 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 10566/2021)

Date : 06-07-2023 These matters were called on for hearing today.

CORAM : HON'BLE MS. JUSTICE HIMA KOHLI
HON'BLE MR. JUSTICE RAJESH BINDAL

For Petitioner(s)

Mr. Pulkit Tare, AOR
Mr. Sandeepan Pathak, Adv.
Mr. Braj Kishore Mishra, AOR
Mr. Abhishek Yadav, Adv.
Mr. Ruchit Mohan, Adv.

For Respondent(s)

Ms. Garima Prashad, Sr. A.A.G.
Mr. Pradeep Misra, AOR
Mr. Daleep Dhyani, Adv.
Mr. Suraj Sigh, Adv.

UPON hearing the counsel the Court made the following

O R D E R

1. The petitioners in SLP (C)No.12765/2020 are aggrieved by the order dated 24th January, 2020 passed by the High Court of Allahabad in Service Single No.35996/2019 and the petitioners in SLP (C) No.1530/2021 are aggrieved by the order dated 6th March, 2020 passed by the High Court of Allahabad in Service Single No.7162/2020.
2. By the impugned orders, the High Court has dismissed the writ petitions filed by the writ petitioners taking note of the restrictions imposed by this Court vide order dated 10th, August, 2015 to entertain any petition in SLP (C) No.25377-25378/2014, entitled as 'Qamar Hasan Khan & Ors. Vs. State of UP & Ors.'
3. By the aforesaid order dated 10th August, 2015, this Court had made it clear that no Court shall entertain any grievance relating to the selections of the year 2011 only with the purpose of putting a quietus to all the litigation that emanated from the Circular dated 2nd November, 2011 issued by the respondent-State inviting applications for filling up the post of Sub-Inspectors.
4. Ms. Garima Prashad, learned Additional Advocate General appearing for the respondent No. 1-State draws the attention of this Court to the order dated 2nd December, 2020 passed by this Court in SLP (C) No.28838/2019 entitled as 'Satyabrat Chaudhary & Ors. vs. State of U.P. & Ors.' wherein, while quoting to the order passed in Qamar Hasan Khan'case(supra), this Court had noted that the selection was of the year 2011 and nine years has gone by thereafter. Further, it was very difficult to keep on entertaining

challenges with respect to alleged mistakes and/or irregularities in connection with the selection process. Therefore, the Court did not see any reason to entertain the petition filed by the petitioner therein against an order dated 12th April, 2017, passed by the Lucknow Bench of the Allahabad High Court in respect of the same selection process.

5. It is pertinent to note that in the instant case, though the cause of action had arisen in the year 2011, the petitioner did not approach the Court till the year 2019 on a specious plea that their representations were pending with the respondent-authorities and came to be rejected only in the year 2019.

6. We are afraid that can hardly be a ground for explaining an inordinate delay of 9 years in approaching the Court for seeking relief. Filing of RTI applications to gather information and reply thereto can also not be treated as a valid cause of action to approach the Court at a belated stage.

7. We are in respectful agreement with the orders passed by this Court on 10th August, 2015 and 2nd December, 2020, referred to herein above. Curtains have to be drawn, when over a decade has expired since issuance of the Circular in question.

8. We, accordingly, decline to entertain the present petitions which are, accordingly, dismissed.

(KAVITA PAHUJA)
COURT MASTER (SH)

(NAND KISHOR)
COURT MASTER (NSH)