



2024:DHC:8334-DB



\$~75

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

Date of decision: 24.10.2024

+ W.P.(C) 8589/2024 & CM APPL. 35150/2024

JATIN KUMAR

.....Petitioner

Through: Ms. Aditi Gupta, DHCLSC
with petitioner in person

versus

UNION OF INDIA

.....Respondent

Through: Ms. Arunima Dwivedi, CGSC
with Ms. Pinky Pawar and Mr.
Aakash Pathak, Advs. for UOI.
SI Sharbanta Sarkar, SSB

CORAM:

HON'BLE MR. JUSTICE NAVIN CHAWLA

HON'BLE MS. JUSTICE SHALINDER KAUR

NAVIN CHAWLA, J. (Oral)

1. This petition has been filed by the petitioner seeking permission to participate in the documentation and medical test to be conducted by the respondent for the post of Sub Inspector (Communication) pursuant to the Advertisement No. 338/RC/SSB/Combined Advt./Sub-Inspectors/2023 (in short, 'advertisement').

2. It is the case of the petitioner that the petitioner applied for the post of Sub Inspector (Communication) pursuant to the above advertisement, on 09.06.2023. An admit card for Physical Efficiency Test (PET) and Physical Standard Test (PST) was issued to him, wherein he participated successfully. The petitioner also participated



2024:DHC:8334-DB



petitioner claims that he has not received the SMS or the e-mail, he could have gathered the information of the date for the documentation and the medical test through the website.

Analysis and findings:

7. We have considered the submissions of the learned counsels.
8. In the petition, the petitioner has claimed that he was regularly checking the above website but no information was available regarding the documentation and medical test on the same.
9. The petitioner, who is present in person, was queried by this Court if he still maintains this stand. He admits that as he was waiting for the communication on his mobile, that is, by way of SMS, and by way of an e-mail from the respondent, he only later checked the website and found that the information of the dates of the documentation and medical test was duly reflected therein.
10. We are afraid, we cannot accept the above excuse of the petitioner.
11. Once the candidates have been warned that the information has to be checked from the website, the petitioner was bound to check the website on a regular basis and to act on the information available thereon without waiting for the formal communication by SMS or e-mail.
12. In any case, the respondent has contended that the SMS was sent on 23.03.2024 at 20:02 hrs, while the e-mail was sent to the petitioner on the same day at 22:35 hrs. The respondent, therefore, have fully complied with their obligation of informing the petitioner

