

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Civil Writ Petition No.16928 of 2015

Date of decision: 17.8.2015

Priyanka

...Petitioner

Versus

The Regional Director and another

...Respondents

CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA

Present: Mr. Vaibhav Jain, Advocate for the petitioner.

G.S.SANDHAWALIA, J. (Oral)

Prayer made in the present writ petition is for issuance of Mandamus directing respondent no.1 to issue fresh Detail Marks Certificate (DMC) of all the five subjects of Class XII to the petitioner who has cleared the compartment of English.

The case of the petitioner is that she had appeared in +2 examination in the year 2009 with respondent no.2-Central Board of Secondary Education vide Roll No.2615253. She could not clear the paper of English subject and got a compartment as per DMC dated 20.5.2009 (Annexure P/1). She was thereafter also not successful in clearing the same inspite of repeated attempts. The petitioner thereafter took admission with respondent no.1-National Institute of Open Schooling for giving paper of English subject only and the date of exam was fixed as 26.4.2014 under Roll No.050384133072 (Annexure P/4). She successfully cleared the said examination and DMC was issued on 5.6.2014 (Annexure P/5) wherein apart from English credit of two subjects i.e. Hindi and Geography which she had obtained with the respondent no.2-Board was also shown and her result was shown as 'XXXX'. However, for other two subjects including History and Physical Education, the credit was not

shown. She made a representation on 30.8.2014 (Annexure P/6) with respondent no.1 for issuance of DMC by including the credit of subjects of History and Physical Education. Thereafter, representation dated 12.9.2015 and 29.6.2015 (Annexures P/7 and P/9 respectively) have also been filed but of no avail.

Counsel for the petitioner submits that he would be satisfied if a direction is issued to respondent no.1 to consider and decide the said representations within a specified period.

Keeping in view the limited relief sought for, the present petition is disposed off without calling the respondents to file their reply.

Without going into merits of the case and keeping in view the above controversy, this Court is of the opinion that it would be appropriate to direct respondent to take a decision on the representations filed by the petitioner within a period of four weeks from the date of receipt of a certified copy of this order. In case the relief is to be denied to the petitioner then reasoned order be passed by the said respondent.

The writ petition stands disposed of accordingly.

August 17, 2015
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(G.S.SANDHAWALIA)
Judge