

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CWP No.17147 of 2015
Decided on : 24.09.2015**

Babli Kumari

... Petitioner

Versus

Board of School Education Haryana, Bhiwani

... Respondent

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

Present : Mr. V.P. Sangwan, Advocate
for the petitioner.

Mr. Rajesh K. Sheoran, Advocate
for the respondent.

G.S. Sandhawalia , J. (Oral)

The present writ petition has been filed for directing the respondents to make the correction in the online application form (Annexure P-1) in which the petitioner has applied for Level-1, for sitting in the Haryana Teachers Eligibility Test 2014-15.

The case of the petitioner is that she was eligible for Level-2, Level-3 and by mistake Level-1 had been filled. Efforts were made to correct the online form between 03.07.2015 to 05.07.2015 which was permissible as per Annexure P-2 which is the display on the website, but same could not be done due to non-access of the website. The communication dated 15.07.2015 (Annexure P-3) was sent to the respondent, but no action has been taken. Resultantly, the present writ petition has been filed.

In the written statement it is admitted that online corrections could be made between 03.07.2015 to 05.07.2015. The changes in the Caste Category, Physical Category Status, Home District and to apply for another level were not allowed during above said period because it could affect the fee calculation and schedule to deposit fee was over on 02.07.2015 and the data had been freezed and the answering respondent could not rectify the level at this stage.

Admittedly, the petitioner's right of consideration would be affected, if the petitioner is not allowed to make correction. It is not disputed that the correction could not be done due to the non-access of the website as per the written statement. The clerical mistake which has occurred on account of the petitioner filling the wrong level would seriously prejudice her as she is admittedly eligible to apply for the higher level as she is a Post Graduate and has done her M.A. Fine Art and is eligible for Level-3 and, therefore, would loose her opportunity for employment. The rectification is only being denied that the fee will have to re-calculated, which is a ministerial function and nobody's interest will be jeopardized.

In such circumstances, since the exam is yet to take place and no harm would be caused to the respondent-Board, if the present writ petition is allowed.

Accordingly, a direction is issued to the respondent-Board to permit the petitioner to change her Level from Level-1 to Level-3 on payment of necessary additional fees which will be deposited with the respondent-Board within a period of one week from today. The requisite roll number be issued within one week, thereafter.

With the abovesaid observations, the present writ petition is disposed of.

SEPTEMBER 24, 2015
Naveen

(G.S. SANDHAWALIA)
JUDGE