

CWP No. 2673 of 2015

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 2673 of 2015

Date of Decision: 20.02.2015

Saroj Bala

....Petitioner

Versus

Haryana Public Service Commission & another

...Respondents

**CORAM: HON'BLE MR. JUSTICE HEMANT GUPTA
HON'BLE MR. JUSTICE HARI PAL VERMA**

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

Mr. H.N. Mehtani, Advocate for respondents No. 1.

Mr. Vikas Behl, Sr. Advocate with
Mr. Daman Dhir, Advocate for respondent No.2.

HEMANT GUPTA, J.(ORAL)

Challenge in the present writ petition is to the final answer key prepared by the respondents, consequent to deletion of five questions, for the purpose of short-listing the candidates for the written examination of Haryana Civil Services (Judicial Branch). The petitioner also sought a writ of mandamus directing the respondents to revise the answer keys for question Nos.60, 90 & 120.

Apart from the legality of deletion of five questions, this Court also examined question No.90 in CWP No.2117 of 2015 titled 'Ankita Mittal Vs. State of Haryana and others' decided on 09.02.2015. Similarly, the issue in respect of question No.120 has been examined by this Court in CWP

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No.2120 of 2015 titled 'Ms. Tanya Rohilla Vs. The Registrar, Punjab & Haryana High Court, Chandigarh & others' decided on 09.02.2015.

For the reasons recorded in Ankita Mittal and Ms. Tanya Rohilla's cases (supra), we do not find any merit in the present writ petition qua the deletion of five questions as well as in respect of question Nos.90 & 120.

We also do not find any illegality in option 'c' of the final answer key in respect of question No.60. The answer finalized by the examining body is that the consent caused by coercion under Section 19 of the Indian Contract Act, 1892 is illegal. In fact, learned counsel for the petitioner could not support that such option is incorrect in any manner. Thus, we find that the final answer prepared by the examining body cannot be said to be incorrect.

Consequently, we do not find any merit in the present writ petition. The same is dismissed.

(HEMANT GUPTA)
JUDGE

(HARI PAL VERMA)
JUDGE

February 20, 2015
Anjal