

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

125

Civil Writ Petition No.4863 of 2015

Date of Decision: March 18, 2015

Mohinder Pal

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Amit Aggarwal, Advocate
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

It is the contention of counsel for the petitioner that the petitioner belongs to reserved category i.e. Scheduled Caste as declared by the Government of Punjab. He is seeking a mandamus for being declared having passed Punjab State Teacher Eligibility Test as he has obtained 54.6% marks and, therefore, on the principle of rounding up, he would be entitled to the benefit of being declared pass in the light of the judgement passed by this Court in **Civil Writ Petition No.7829 of 2014** titled as **Sandeep Dass Vs. State of Punjab and others**, decided on 31.10.2014. Counsel has also relied upon another judgement passed in **Civil Writ Petition No.8776 of 2012** titled as **Ruby Kapoor Vs. The State of Punjab and others**, decided on 04.12.2014 (Annexure P-6).

Counsel for the petitioner states that the representation will be filed by the petitioner to the Director, State Council of Education Research and Training, Punjab-respondent No.5, within a period of one week from today, which may be directed to be considered and decided within specified time.

In view of the the above, the present writ petition is disposed of with liberty to the petitioner to file a detailed representation to the Director, State Council of Education Research and Training, Punjab-respondent No.5, within a period of one week highlighting therein the settled position in law. The same be decided within a period of four weeks from the date of submission of the representation.

In case the petitioner is found entitled to the benefit of certificate, the same be issued to him within a further period of six weeks subject to his fulfilling the formalities, if any.

Copy of this order be given *dasti* to the counsel for the petitioner under signatures of Bench Secretary of this Court.

March 18, 2015
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE