

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

Date of decision: 13.07.2016

CWP No.18524 of 2014 (O&M)

Nirmal Rani ...Petitioner

Vs.

State of Haryana & others ...Respondents

CWP No.19215 of 2014

Sudesh ...Petitioners

Vs.

State of Haryana & others ...Respondents

CWP No.19866 of 2014

Suman ...Petitioner

Vs.

State of Haryana & others ...Respondents

CWP No.20739 of 2014

Suman Kumari & others ...Petitioners

Vs.

State of Haryana & others ...Respondents

CWP No.21437 of 2014

Seema ...Petitioner

Vs.

State of Haryana & others ...Respondents

CWP No.21537 of 2014

Yogmaya ...Petitioner

Vs.

State of Haryana & others ...Respondents

CWP No.23886 of 2014

Dilbag Dass ...Petitioner

Vs.

State of Haryana & others ...Respondents

CWP No.23934 of 2014

Aman Kumar ...Petitioner

Vs.

State of Haryana & others ...Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. Ashok Bhardwaj & Ms. Aruna Sachdeva, Advocates,
for the petitioner(s) except in
CWP Nos.19215 & 19866 of 2014.

Mr. Nonish Kumar, Advocate,
for the petitioner(s) in CWP No.19215 of 2014.

Mr. Bhim Singh, Advocate,
for the petitioner(s) in CWP No.19866 of 2014.

Ms. Shruti Jain Goyal, AAG, Haryana.

1. *To be referred to the Reporters or not?*
2. *Whether the judgment should be reported in the Digest?*

RAJIV NARAIN RAINA, J. (ORAL)

This order will dispose of the above mentioned writ petitions,
as common questions of law are involved in them, which can conveniently

be decided by a common order. However, the facts are not necessary to incorporate in the order since the issued involved in these cases is covered by the decision of the Division Bench in Shivani Gupta & others Vs. State of Haryana & others, 2013 (1) SCT 545. The window left in Para.34 in Shivani Gupta's case does not permit entry through this bunch of cases, when the Coordinate Bench had relied on an additional affidavit filed by the State to show that no preference was given to any of the candidates who were given exemption from the State Teachers Eligibility Test or B.Ed. degree.

It is no argument to contend that the original record was not summoned or examined and the Coordinate Single Bench apart from *Shivani Gupta's case* relied only on the affidavit filed by the State asked for by the Bench to satisfy itself with respect to Para.34 of the judgment, in which affidavit it was categorically averred that no preference was given to anyone and, therefore, this Court should now summon the original record for perusal only to take a different view. I am afraid this Court cannot make a fishing enquiry into record to question the decision rendered by a Coordinate Bench on the material presented and accepted by the said Bench as containing proper reasons to dismiss the case for lack of merit.

Consequently, all the writ petitions are dismissed.

13.07.2016
Vimal

[RAJIV NARAIN RAINA]
JUDGE