

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

**CWP No.21788 of 2016
Date of decision: 20.10.2016**

Kavita

..Petitioner

Versus

The State of Punjab and others

..Respondents

CORAM: HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present: Mr. Rajesh Gupta, Advocate
for the petitioner.

Daya Chaudhary, J. (Oral)

The grievance of the petitioner in the present writ petition is that she jumped two feet (approximately) over and above (3.25 meter) and also completed 800 meters race and high jump as per norms fixed by the respondents but nothing was conveyed to her. Orally she was told that she had been declared disqualified on the ground that the thumb of the foot of the petitioner touched the starting point, whereas her thumb never touched the starting line. The whole process was videographed and it can be verified from the video footage.

Learned counsel for the petitioner submits that the petitioner would not be allowed to sit in the written examination which is going to be conducted on 06.11.2016. She has also filed appeal on that very day but no action has been taken so far. Learned counsel also submits that the petitioner would be satisfied in case, directions are issued to respondent No.3 to decide the appeal of the petitioner before the date of written

examination.

In view of the submissions made by learned counsel for the petitioner and without commenting anything on the merits of the case, the present writ petition is disposed of with a direction to respondent No.3 to consider and decide the appeal of the petitioner filed on 09.10.2016 (Annexure P-5) within a period of 10 days from the date of receipt of certified copy of this order. It is also directed that in case, there was videography of the event, the same be considered while deciding the appeal.

In case, it is found that the petitioner has not touched the starting line, she be allowed to appear in the written examination. In case, any adverse order is passed, the petitioner is at liberty to avail the appropriate remedy.

Disposed of accordingly.

Copy *dasti*.

20.10.2016
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(DAYA CHAUDHARY)
JUDGE

Whether speaking/reasoned	√ Yes/No
Whether Reportable	√ Yes/No