

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

LPA No. 2067 of 2014 (O&M)

Date of decision : 21.4.2016

Vashishta Gita Devi

.. Appellant

versus

State of Punjab and others

.. Respondents

**Coram: Hon'ble Mr. Justice Rajesh Bindal
Hon'ble Mr. Justice Harinder Singh Sidhu**

Present: Mr. R. K. Chopra, Senior Advocate with
Ms. Ekta Arora, Advocate, for the appellant.
Ms. Munisha Gandhi, Additional Advocate General, Punjab
with Ms. Harleen Kaur, Assistant Advocate General, Punjab.

Rajesh Bindal, J.

The order passed by the learned Single Judge has been impugned by the appellant in the present appeal whereby the writ petition filed by her seeking to press the claim against the post of Maths Mistress in the reserved category of dependent of Ex-serviceman was dismissed.

In pursuance to the advertisement issued inviting applications for the posts of Science and Mathematics streams, the appellant applied in Science stream in the category of dependent of Ex-serviceman, whereas in the Mathematics stream in the General Category. Requisite certificate in the Science stream was annexed. Corrigendum was issued by the department granting permission to correct any mistake in filing the On-line applications. The time was given upto 20.11.2009 and thereafter new provisional merit list was to be uploaded. Taking note of the changes, the provisional merit list in both the streams was uploaded.

The appellant sought to change his claim in mathematics stream from General to dependent of Ex-serviceman, a fresh certificate issued for claiming reservation in that category after cut off date fixed for filing the application was annexed. The learned Single Judge dismissed the writ petition opining that the change in category especially by producing a fresh

certificate issued in support thereof in pursuance to the notice issued by the department to permit correction of mistakes in filing the On-line applications is impermissible. It has rightly been found that the prayer will not fall in the category of mistake. The relief prayed for by the appellant has rightly been declined as the same would amount to filing a fresh application.

While concurring with the view expressed by the learned Single Judge, we do not find any merit in the present appeal. The appeal is accordingly dismissed.

(Rajesh Bindal)
Judge

21.4.2016
vs

(Harinder Singh Sidhu)
Judge