

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

**CWP No.3793 of 2015 (O&M)
Date of Decision : 18.01.2017**

Usha Sharma and another

..... Petitioners

versus

The State of Haryana and others

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Aditya Yadav, Advocate
for the petitioners.

Ms. Shruti Jain Goyal, AAG, Haryana.

Mr. R.K.Malik, Senior Advocate with
Mr.Tejpai Singh Dhull, Advocate
for respondent No.4.

AJAY TEWARI, J. (Oral)

By this petition the petitioners have challenged their non-selection as Post Graduate Teachers (PGT)-H.E.S.-II (Group-B Services) Department of Secondary Education, Haryana.

The primary ground taken is that though the petitioners had very good academic record yet their performance in the viva-voce was under rated and they were given lesser marks than they were entitled to. It may be mentioned that this is a bald allegation. There are no allegations of malafide nor any objective reason except the opinion of the petitioners themselves that they have not been given the requisite marks for their performance in the viva-voce.

In this view of the matter I regret my inability to concur with this argument. There is also an allegation that respondent No.4 has been given undue benefit. However it is pointed out that the petitioners and the respondent No.4 were from different classes, therefore, the petitioners can not challenge the selection of respondent No.4. The third argument which was raised was that as regards the petitioner No.2 even her academic qualifications have not been properly graded. However, after arguing for some time, learned counsel for the petitioners has accepted that the marks of B.Ed. which were claimed by petitioner No.2 could not be counted since that result was itself declared on the 25.10.2012 much after the last date which was 28.06.2012.

In the circumstances, the petition is dismissed.

Since the main case has been decided, the pending Civil Miscellaneous Application, if any, also stands disposed of.

(**AJAY TEWARI**)
JUDGE

18.01.2017
pooja sharma-I

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No