

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

CWP- 28518-2017

Date of decision: -14.12.2017

Jasbir

.....Petitioner

versus

State of Haryana and others

.....Respondents

CORAM: - HON'BLE MR. JUSTICE G.S. SANDHAWALIA

Present: - Mr. Karan Singh, Advocate for the petitioner.

G.S. SANDHAWALIA, J (ORAL)

Petitioner seeks direction to see the videography of the driving test held on 10.12.2017, in which he has been declared failed i.e. 8 shape (Reverse and Forward) test. It has been further prayed that he should be allowed to join the selection process, if he has passed the test, as per the videography. It is the case of the petitioner that vide advertisement dated 18.05.2017 (Annexure P-1), advertised by the respondent-Commission, Admit Card was issued to him and he had cleared the written examination and was called for driving test on 9.12.2017. It is his case that he has successfully cleared the driving test (Dug Test) held on 9.12.2017 by respondent No. 4-General Manager, Haryana Roadways, Yamunanagar. However, on the next date, he had undergone 8 shape test but the officials of the Committee had declared him fail without showing any clip of videography of the test. It is his case that representation was filed on 11.12.2017, not only to respondent No. 4 but also to respondent No.3 (Annexure P-6).

Resultantly, the present writ petition has been filed, on the ground of the factual aspect whether the petitioner has failed the test or not which is the subject matter of issue.

Notice of motion.

Ms. Shruti Goyal Jain, AAG, Haryana accepts notice on behalf of the respondents. Copy of the paperbook has been supplied to her.

Keeping in view the above controversy involved, this Court is of the opinion that no useful purpose would be solved by calling upon the respondents to file reply and respondent No.4/Chairman of the Committee could act upon the said representation and the grievances of the petitioner could be duly ventilated.

Accordingly, without commenting upon the merits of the case, the present writ petition is disposed of, with a direction to respondent No. 4-Chairman of the Committee to decide the representation dated 11.12.2017 (Annexure P-6), within a period of one week. In case it is found that the petitioner has duly passed the test, the respondents shall take further action, in accordance with law. In case it is found, after examining the videography, that the petitioner has not passed, the respondents shall intimate the petitioner the factum of the same, by written communication and shall also supply him a copy of the said videography.

14.12.2017
preeti

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No