

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

RSA No. 4938 of 2016 (O&M)  
Date of decision : November 17, 2017

Veerpal Kaur

..... Appellant

v.

State of Punjab and others

..... Respondents

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**CORAM : HON'BLE MR. JUSTICE AJAY TEWARI**

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Present : Mr. Sandeep Kumar, Advocate  
for Mr. Neeraj Sharma, Advocate  
for the appellant.

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**Ajay Tewari, J (Oral)**

This appeal has been filed against the concurrent judgments of the Courts below dismissing the suit of the appellant wherein she had sought a declaration that she be considered and posted as anganwari worker in place of respondent No.4.

The only ground taken by the appellant in the suit was that she had done her MA while respondent No.4 was only a Matriculate. In the replies filed by the different respondents, the selection of respondent No.4 was defended. One of the grounds taken was that in her application form, the appellant had mentioned her qualification as Matric, +2 and M.A. It later transpired that there was a small spelling mistake in the BA certificate of the appellant and that is why she had not mentioned her BA qualification in the application form. In these circumstances, where the appellant had

not even able to show that she had done her graduation, no weight could be given to her post graduation qualification. Resultantly, what we are left with at best is that the appellant had done 10+2 while respondent No.4 was a matriculate. The appellant did not place on record any selection criteria which would show that in view of her higher qualification, she was entitled to more marks. Both the Courts have, therefore, rightly dismissed the suit of the appellant.

Counsel for the appellant has not been able to persuade me that the findings recorded are either based on no evidence or are based on such misreading of evidence so as to render the same so perverse as to be liable for interference under Section 100 of the CPC.

Since the main case has been decided, the pending C.Ms, if any, also stand disposed of.

November 17, 2017  
'kk'

( AJAY TEWARI )  
JUDGE

**Whether speaking/reasoned:**  
**Whether Reportable:**

**Yes/No**  
**Yes/No**