

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****Date of decision: 18.01.2018****CWP No.108 of 2018**

Arvind Kumar

...Petitioner

Vs.

State of Haryana & others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. Kartar Singh Malik (I), Advocate, for the petitioner.

RAJIV NARAIN RAINA, J. (ORAL)

1. Original OMR sheet has been produced in Court by Mr. Rathee in sealed cover. The Court Secretary is directed to open the sealed cover. A perusal of the OMR sheet reveals that while answering Question No.11, the petitioner has erased Circle - A and Circle - B has been darkened as the answer, which has led to rejection of the candidature of the petitioner in computer based over-marked answer sheet evaluation. The original OMR Answer Sheet is returned to Mr. Rathee while a photocopy of the same is retained on record as Mark – A.

2. On the face of OMR Answer Sheet itself, the candidates have been warned in writing “2. *I do hereby declare that I have filled in my Name and Roll No. as it appears on the admit card. I fully understand and agree that in case I darken the wrong circles or fill incorrect Roll No. or use Whitener/Eraser/White Fluid etc. on OMR Answer Sheet my candidature will be liable to be rejected*”. Violation of the undertaking inevitably leads to the rejection of the OMR Answer Sheet. Therefore, it matters little; whether the petitioner has secured more marks than the last candidate called for

interview since the petitioner has driven himself out of consideration by his own act for which he is alone to blame.

3. Consequently, no ground for interference is made out in this petition and the same is ordered to stand dismissed.

18.01.2018
Vimal

[RAJIV NARAIN RAINA]
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>
<i>Whether Reportable:</i>	<i>No</i>