

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

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*CWP No.16967 of 2018*  
*Date of Decision:13.07.2018*

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Nancy (minor) and another through their father and natural guardian

. . . . . Petitioners

Vs.

State of Haryana and others

. . . . . Respondents

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**CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN**

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Present: - Mr.Jarnail S. Saneta, Advocate,  
for the petitioners.

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***RAKESH KUMAR JAIN, J. (ORAL)***

The petitioners have prayed for declaring the action of respondents No.5 &6 for not granting them admission under Section 134-A of the Haryana School Education Rules, 2003 [for short 'the Rules'], as illegal.

In brief, the petitioners applied in the office of Block Education Officer, Samalkha, Panipat for taking admission in 2<sup>nd</sup> and 7<sup>th</sup> class respectively under Section 134-A of the Rules. They both appeared in the entrance examination for that purpose and after qualifying the same they were allotted the school of respondent No.5 & 6. However, since there was no vacancy in the school of respondents No.5 & 6, therefore, they were not given admission.

Learned counsel for the petitioners has submitted that respondent No.4 should have arranged the admission of the petitioners in some other school. The petitioners instead of approaching respondent No.4 in this regard had made a complaint against him to the SDM,

Samalkha, Panipat. As there is no vacancy found for the admission of both the petitioners in the school of respondent No.6, therefore, there is no error found on the record, on the basis of which the SDM, Samalkha, Panipat can take action or grant admission illegally and as such the present petition is hereby dismissed, leaving the petitioners to their remedy to approach respondent No.3 i.e. the District Education Officer, Panipat for seeking the necessary relief.

13.07.2018

*Vivek*

(RAKESH KUMAR JAIN)  
JUDGE

*Whether speaking /reasoned* : *Yes/No*

*Whether Reportable* : *Yes/No*