

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****Date of decision: 06.03.2018****CWP No.24278 of 2017**

Shiv Dutt

...Petitioner

Vs.

State of Haryana & others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. Sunil Polist, Advocate, for the petitioner.

Ms. Shruti Jain Goyal, AAG, Haryana.

RAJIV NARAIN RAINA, J. (ORAL)

1. Original OMR sheet has been produced in Court by Ms. Goyal in sealed cover. The Court Secretary is directed to open the sealed cover. A perusal of the OMR sheet reveals that the petitioner has erased/scratched Circle – D and darkened Circle – B as the answer while attempting Question No.78, which has led to rejection of his candidature in the computer based over-marked answer sheet evaluation. The original OMR Answer Sheet is returned to Ms. Goyal while a photocopy of the same is retained on record.

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.

06.03.2018
Vimal

[RAJIV NARAIN RAINA]
JUDGE

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