

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-4442-2019 (O&M)
Date of Decision: 27.03.2019

Sujata

--Petitioner

Versus

State of Haryana & others

--Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Ashok Bhardwaj, Advocate for the petitioner.

TEJINDER SINGH DHINDSA.J (Oral)

CM-4682-2019

Application is allowed as prayed for.

The instructions dated 14.10.1997, 21.10.2016 and 22.3.2012 are taken on record as Annexures P-12 to P-14 respectively.

Main Case

Petitioner seeks a Mandamus for directing the respondent authorities to issue in her favour an O.B.C Certificate on the premise that she belongs to the *Kumhar* caste which is in the Central List of O.B.Cs for the State of Haryana.

The short grievance raised in the petition is that despite an application dated 11.2.2019 (Annexure P-7) having been made in the required format and to the authority concerned i.e. the Tehsildar, Tehsil Nangal Chaudhary, District Mahendergarh, the same has not been entertained and rather has been returned to the petitioner. Counsel further contends that even a formal order rejecting the issuance of an O.B.C Certificate has not been passed and conveyed to the petitioner.

Notice of motion.

On the asking of the Court, Mr. N.K. Parmar, learned A.A.G., Haryana accepts notice on behalf of respondents no.1 to 3. A complete copy of the writ paper book stands furnished to learned State counsel.

The instant writ petition is disposed of with a direction that in case the petitioner submits an application for issuance of the O.B.C Certificate before the Tehsildar, Tehsil Nangal Chaudhary, District Mahendergarh, within a period of 10 days from today, the same would be received and would be thereafter processed strictly in accordance with law and against the backdrop of the relevant instructions issued by the State Govt./Central Govt. on the subject. A final order in such regard would be passed within a period of eight weeks from the receipt of the application and would be conveyed to the petitioner.

It is, however, clarified that this Court has not expressed any opinion as regards the eligibility of the petitioner to be granted an O.B.C Certificate.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

27.03.2019
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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No