

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

**CWP-2952 of 2017
Date of Decision: 16.12.2019**

Sudesh Yadav and another ... Petitioners
Versus

Haryana Staff Selection Commission ...Respondent

CORAM: HON'BLE MR. JUSTICE B.S.WALIA

Present: Mr. Abhishek Yadav, Advocate
for the petitioners.

Mr. Harish Rathee, Sr. DAG, Haryana.

B.S.WALIA, J.

OMR sheets of the petitioners has been produced in sealed cover which on opening reveal that there is smudging/erasure against question No.62 (B) in respect of OMR sheet of petitioner No.1-Sudesh Yadav while there is smudging/erasure against question Nos. 62 (C), 69 (A & B) and 70 (D) in respect of OMR sheet of petitioner No.2-Suman Bai.

Learned Sr. DAG states that in view of the decision of this Court in **CWP No.29740 of 2017 titled “Sheela Devi Vs State of Haryana and another”**, as per instruction No. 8 on the OMR sheet itself, darkening of wrong circle or filling of incorrect roll number or use of whitener, eraser, white fluid etc. on OMR sheet would render the candidature liable to be rejected and in view thereof, the candidature of the petitioner was rejected. Relevant extract of the instructions is reproduced as under:-

“8. Candidates are warned not to fold or make any stray marks on the OMR Answer Sheet. Use of Eraser, Nail, Blade, White Fluid/Whitener etc, to smudge scratch or damage in any manner on the OMR sheet during Examination is strictly

prohibited. Candidature/OMR Sheet of candidates using Eraser, Blade, Nail or White Fluids/Whitener to smudge, scratch or damage in any manner the Answer Sheet shall be cancelled.”

Faced with the aforementioned position, learned counsel for the petitioners states that he does not press the writ petition.

In view of the statement of learned counsel for the petitioners, the writ petition is dismissed as not pressed.

OMR sheets be resealed and returned to the learned Sr. DAG.

(B.S.WALIA)
JUDGE

16.12.2019
Maninder

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No