

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

**CWP-9316-2019 (O&M)
Date of Decision:13.11.2019**

Ashok Kumar

... Petitioner

Versus

State of Haryana & others

... Respondents

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

Present:- Mr. R.S. Chahal, Advocate for the petitioner.

Mr. Hitesh Pandit, Addl. Advocate General, Haryana.

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TEJINDER SINGH DHINDSA, J. (ORAL)

Ashok Kumar has filed the instant petition seeking a mandamus for directing the 1st and 2nd respondents to initiate action against the Principal, St. Joseph Convent School, Faridabad for not admitting his daughter under Rule 134-A of the Haryana School Education Rules, 2003. Further directions are sought directing respondent No.3 to admit daughter of the petitioner.

Upon notice having been issued, a written statement on behalf of respondents No.1 and 2 has been filed and placed on record.

In the written statement, a categorical stand has been taken that daughter of the petitioner, who had remained unsuccessful for purposes of admission in the first draw of lots, was declared successful in the second draw of lots held of 24.08.2015 and she was allotted S.S. Public School, Pali, Faridabad and was granted admission in Class V under Rule 134-A of the Haryana School Education Rules, 2003 by the Block Education Officer, Faridabad. Furthermore, an amount of Rs.15,400/- already charged from the

petitioner was refunded by the Principal, S.S. Public School, Pali, Faridabad on 09.10.2015 on account of admission under Rule 134-A. In support of such stand, document at Annexure R-2 has been appended along with the reply.

It has further been stated that daughter of the petitioner is pursuing her studies at S.S. Public School, Pali, Faridabad.

The stand taken on behalf of the State has not met with any rebuttal at the hands of the petitioner in terms of filing a replication/rejoinder.

In view of the above, there is no merit in the instant petition and the same is dismissed.

Pending applications, if any, shall also stand disposed of.

13.11.2019

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |