

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

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**CWP No.19872 of 2020(O&M)
Date of Order:24.11.2020**

Anu Bala

..Petitioner

Versus

State of Haryana and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Jasbir Singh, Advocate
for the petitioner.

Mr. Samarth Sagar, Addl.A.G.,Haryana

ANIL KSHETARPAL, J(Oral)

Hearing of the case was held through video conferencing on account of restricted functioning of the Courts.

In a previous petition, i.e. Civil Writ Petition No.428 of 2020 filed by the writ petitioner the following order was passed:-

“Learned counsel for the petitioner contends that while submitting her application form for the post of Clerk, due to inadvertence, petitioner has mentioned her category as EWS. Along with the application form, she had also uploaded her caste certificate (BCA category) (Annexure P-4). Consequently, she participated in the written examination, result whereof has been declared on 18.12.2019 (Annexure P-6). Thereafter, she again uploaded her documents. As per notice (Annexure P-7), petitioner has been called for scrutiny of documents. Now, apprehension of the petitioner is that her candidature may not be cancelled because in the application form, inadvertently, her category has been mentioned as EWS.

Notice of motion for 21.05.2020.

In the meantime, respondents will consider the case of the petitioner keeping in view the caste certificate (BCA category) (Annexure P-4), which was uploaded on the website by the petitioner.

Copy of this order be given to learned counsel for the petitioner under the signatures of the Court Secretary/Reader of the Bench.”

Pursuant to the aforesaid directions, the case of the petitioner has been considered under the BCA category. It is not in dispute that the aforesaid writ petition is pending in this Court.

Through this petition, filed under Article 226/227 of the Constitution of India, the petitioner prays for issuance of a writ in the nature of mandamus, directing respondent no.2, to declare her final result.

In the considered view of this court, this second writ petition is not maintainable as the petitioner ought to have filed an application in the previously instituted writ petition for the relief sought for, in this case.

In view thereof, the petition is disposed of.

November 24, 2020
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(ANIL KSHETARPAL)
JUDGE

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