

S.No.111

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

CWP No.1233 of 2021 (O&M)

Date of Decision:19.01.2021

Aishwarya Chauhan

.....Petitioner

Vs.

Government of India and another

.....Respondents

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IN VIRTUAL COURT
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CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Tejpal Singh Dhull, Advocate for the petitioner.

Rajbir Sehrawat, J.(Oral)

This is a petition filed under Article 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus to direct the respondents to declare the petitioner qualified for JRF and Assistant Professor in the UGC-NET June-2020 as the petitioner has scored more marks than the cut-off set for qualifying the JRF and Assistant Professor Level whereas respondents have wrongly shown the petitioner to have passed only for Assistant Professor Level in the exam for UGC-Net June-2020.

Without arguing the case on merits, it is submitted by counsel for the petitioner that undisputedly the petitioner had appeared in the test conducted by respondent No.2. His merit has already been determined by respondent No.2. It is only a question of consideration of the petitioner as eligible in the category other than for which she had actually applied. Therefore, at this stage, the petitioner would be satisfied if the respondents are directed to consider the case of the petitioner and to take a decision

thereon. For the said purpose, the petitioner has already made a representation to respondent No.2. Therefore, respondent No.2 be directed to consider the representation of the petitioner.

Notice of motion.

Mr. Arun Gosain, Advocate accepts notice on behalf of the respondents.

Learned counsel for the respondents submits that although, per-se, the petitioner is not entitled to be considered in a category other than for which she had applied, however, the respondent has no objection to consider the claim of the petitioner if there is some grievance of the petitioner, but strictly in accordance with law.

In view of the above, the present petition is disposed of with a direction to respondent No.2 to consider the representation filed by the petitioner and to take a conscious decision thereon, in accordance with law, within a period of four weeks from the date of receipt of certified copy of the order.

Disposed of in above terms.

January 19, 2021
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(RAJBIR SEHRAWAT)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No