

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

CWP-7964-2019

Date of decision: 24.11.2022

Anuj Gill and another

...Petitioners

VS

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. Brijender Kaushik, Advocate,
For the petitioners.

Ms. Mamta Singla Talwar, DAG, Haryana.

Mr. Kanwal Goyal, Advocate and
Mr. Govind Tanwar, Advocate,
For respondent-HPSC.

ARUN MONGA, J. (ORAL)

Petition herein, *inter alia*, is for issuance of a writ in the nature of mandamus directing the respondent Commission to provide a scribe in view of instructions/guidelines dated 26.02.2013 (Annexure P-8), duly adopted by the State of Haryana vide letter dated 07.09.2017 (Annexure P-9).

Learned State counsel, at the very outset, has drawn my attention to para2 of the return filed in response to the petition, which reads as under:

“2. That at the very outset, it is submitted that name of two scribes as per the instructions/guidelines (Annexure P-4), were provided by the commission to the petitioner as is observed by this Hon'ble Court vide order dated 28.03.2019, however, this Hon'ble Court was pleased to allow the petitioner to take his own scribe out of two, who are graduates by the names Mohit, having Aadhar card no. 9033 3616 8145 and Vishal, having Aadhar Card no. 3440 7153 4264 and it was further made clear that this order will not be set as precedent in future, taking this case as emergent situation since all the

students of 10+2 and graduations are undergoing their examinations. Hence, the petitioner was allowed to appear in the examination conducted on 31.03.2019 along with his own choice of scribe in pursuance of the order dated 28.03.2019 passed by this Hon'ble court. Consequently, the interim order dated 28.03.2019 stands complied with.”

Apropos, neither any further affidavit nor replication has been filed. Aforesaid assertions of the return remain uncontroverted.

In the premise, no further grounds are made out to keep the writ proceedings pending.

As regards the rest of the prayer, it being not in *personam*, issue raised qua the same is left open to be decided in an appropriate subsequent proceedings, if and when the same ever come up.

Disposed of, accordingly.

(ARUN MONGA)
JUDGE

November 24, 2022

vandana

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No