

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

237

CWP-10924-2019 (O&M)
Date of decision: 25.05.2023

Subash Chand and another

...Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Jasbir Mor, Advocate for the petitioners.

Mr. Rohit Arya, DAG Haryana.

HARNARESH SINGH GILL, J. (ORAL)

Through this petition, the petitioners seek issuance of a writ in the nature of Mandamus directing respondents to award 2 marks for the respective questions i.e. No.33(Paper Code-A) and No.73(Paper Code-C), by revising the answer key of the written test, for the post of PGT (Hindi).

On 17.01.2020 a Coordinate Bench of this Court, dismissed the present petition qua petitioner No.1, as he did not secure the cut off marks under General Category. Thus, the present petition survives qua petitioner No.2 only.

As per the learned counsel for the petitioners, if two marks are awarded to petitioner No.2-Tarsem Lal in respect of question No. 73 (Paper Code-C) by revising the answer key of the written test, for the post of Post Graduate Teacher (PGT) Hindi, he will be in the consideration zone.

Vide order dated 18.01.2023, this Court had directed respondent No.3-Haryana Staff Selection Commission to constitute a fresh Experts' Committee to reassess the objections raised by petitioner No.2 with regard to answer to question No.73(Paper Code-C) and report of the Committee was also sought for.

In compliance of the order dated 18.01.2023, the learned State counsel has produced the report dated 17.03.2023 of the Experts' Committee in a sealed cover.

On the asking of this Court, the same has been opened by the Bench Secretary. As per the report correct answer of question No.73 (Paper Code-C) is Option 'C-Oppose'. The report is taken on record.

After going through the report of the Expert Committee, learned State counsel submits that the case of the petitioner shall be considered as per the report dated 17.03.2023 of the Experts' Committee.

I have heard the learned counsel for the petitioners and have also gone through the documents on record.

In view of the above, the present petition is disposed of with a direction to respondent No.3-Secretary, Haryana Staff Selection Commission, to consider the case of petitioner No.2-Tarsem Lal, as per his merit in view of the report dated 17.03.2023 of the Experts' Committee within a period of one months from the date of receipt of certified copy of this order, in accordance with law.

(HARNARESH SINGH GILL)
JUDGE

25.05.2023

Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No