

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-15093-2021
Date of decision : 13.01.2023

Narjeet Singh

... Petitioner

Versus

Union of India and others

... Respondents

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: None for the petitioner.

Mr.Rajneesh Chadwal, AAG, Haryana.

VIKAS BAHL, J.(ORAL)

This is a civil writ petition under Articles 226/227 of the Constitution of India for issuance of appropriate writ, order or direction in the nature of mandamus directing respondents no.3 and 4 for correction the father's name of petitioner as “Lila Ram” instead of “Krishan Kumar @ Lila Ram” in all the educational certificates of the petitioner with further direction to appear in written / physical/ interview test which is to be held on 08.08.2021 for the post of Constable in Haryana Police.

On 06.08.2021 a coordinate Bench of this Court was pleased to pass the following order:-

*“This writ petition has been filed for two distinct reliefs;
(a) correction of father’s name in the educational certificates and birth certificate and (b) for permission to take the written test for the post of Constable in Haryana Police on the basis of educational documents and birth certificate as they exist.*

At the very outset, learned counsel for the petitioner gives up the first prayer, i.e. correction of father’s name in the educational certificates and birth certificate. Thus, so far as the

said prayer is concerned, the writ petition is dismissed.

In respect of the second prayer, it is submitted that in the educational certificates of the petitioner as well as in his birth certificate, the name of his father is mentioned as Krishan Kumar @ Lila Ram. This causes problems at the time of recruitment as in the application, the father's name is mentioned only as Lila Ram. Thus, it is essential to direct respondent No.2 to permit the petitioner to take the written test on the basis of documents as they exist.

Notice of motion to respondent No.2 only.

Ms. Upasana Dhawan, AAG, Haryana, accepts notice and waives service and seeks time to get instructions.

Adjourned to 14.10.2021.

Meanwhile, the petitioner shall be permitted to take the written test on the basis of documents as they exist. No objection shall be raised regarding the father's name.

(SUDHIR MITTAL)
JUDGE

06.08.2021”

Thereafter on 11.02.2022, no one had appeared on behalf of the petitioner and again on 11.07.2022 as well as on 21.10.2022 none had appeared on behalf of the petitioner. On 11.01.2022, this Court has passed the following order:-

“Learned State Counsel has pointed out that the matter has been rendered infructuous.

Learned counsel for the petitioner prays for an adjournment on the ground that arguing counsel for the petitioner is in personal difficulty.

Adjourned to 13.01.2023.

To be taken up at 01:45 pm.

Last opportunity is granted to the petitioner to argue the matter.

(VIKAS BAHL)
11.01.2022 JUDGE”

Learned State counsel has submitted that the present petition

has been rendered infructuous inasmuch as the first prayer was given up

vide order dated 06.08.2021 and in pursuance of the second prayer, the petitioner was permitted to take the written tests on the basis of documents as they exist and thus, nothing survives in the petition.

No one has appeared on behalf of the petitioner today also to rebut the said statement.

Keeping in view the abovesaid facts and circumstances, the present petition is disposed of as having been rendered infructuous.

Liberty is, however, granted to the petitioner to revive the present petition or file a fresh petition in case any cause survive.

(VIKAS BAHL)
JUDGE

January 13, 2023
Davinder Kumar

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