

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

CWP-19571-2021 (O&M)

Date of Decision:29.08.2023

SUNITA RANI

..... Petitioner

Versus

UNION OF INDIA AND ORS

..... Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present : Ms. Sonia G. Singh, Advocate
for the petitioner.

Ms. Gehna Vaishnavi, Advocate
for respondent No.1- UOI.

Mr. Ashish Kapoor, Advocate
for respondents No.2 to 4.

JAGMOHAN BANSAL, J. (Oral)

1. The petitioner through instant petition under Article 226 of the Constitution of India is seeking setting aside of letter 19.10.2019 (Annexure P-7) and order dated 17.07.2021 (Annexure P-15) whereby application of the petitioner for RO dealership has been declined.

2. Learned counsel for the petitioner submits that application of the petitioner has been rejected primarily on the ground that SC certificate filed by petitioner is post date of application, thus, candidature of the petitioner cannot be considered.

3. All the oil companies vide minutes of the meeting dated 24.06.2020 has decided that caste certificate may be of a later date than the date of application and it would be treated as a rectifiable mistake.

4. This Court relied upon decision of oil companies has disposed of CWP No.29034 of 2019 with a direction to respondent-

Corporation to reconsider case of the petitioner therein.

5. Learned counsel for respondents No.2 to 4 concedes that oil companies vide minutes of the meeting dated 24.06.2020 have decided that caste certificate is a rectifiable mistake and certificate may be of a date post the date of application, however, he submits that case of petitioner has been rejected on other grounds also.

6. Learned counsel for the petitioner on being confronted with statement of learned counsel for respondents No.2 to 4 submits that prime ground of rejection of her candidature is caste certificate and present petition may be disposed of in the light of order passed by this Court in CWP No.29034 of 2019.

7. Without commenting upon merits of the case and considering minutes of meeting dated 24.06.2020 whereby oil companies have decided that caste certificate may be of a later date than the date of application, the present petition stands disposed of with a direction to respondent- Corporation to reconsider case of the petitioner. Fresh order be passed within 2 months from today after granting opportunity of hearing to the petitioner. The Corporation is at liberty to re-consider question of suitability of offered land.

(JAGMOHAN BANSAL)

JUDGE

29.08.2023

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Whether speaking/reasoned	Yes/No
<i>Whether Reportable</i>	<i>Yes/No</i>