

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

LPA-1665-2023 (O&M)
Date of decision:- 08.11.2023

Sunil Kumar

...Appellant(s)

Versus

State of Haryana and others

...Respondent(s)

CORAM: HON'BLE MS. JUSTICE RITU BAHRI, ACTING CHIEF JUSTICE
HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present: Mr. Mukesh Kumar Verma, Advocate,
for the appellant.
Mr. Deepak Balyan, Additional Advocate General, Haryana.

* * * *

RITU BAHRI, A.C.J. (ORAL)

CM-4223-LPA-2023

For the reasons mentioned therein, the delay of 286 days in re-filing the appeal is condoned.

The application stands disposed of.

LPA-1665-2023

This appeal is directed against the judgement and order dated 27.09.2022 passed by the learned Single Judge dismissing the writ petition filed by the petitioner (appellant herein) challenging the selection for the post of PGT on the ground that his OMR answer-sheet was smudged.

Reference was made to a judgement dated 20.01.2017 passed by a Division Bench of this Court in LPA-92-2017 titled as *Anshu and others Vs State of Haryana and others* which was even upheld by the Supreme Court in SLP-8430-2017 on 27.03.2017.

Learned State counsel has referred to another judgement dated 10.08.2023 passed by a Division Bench of this Court on the similar issue in LPA-1057-2023 titled as *Kavita Rani and others Vs Haryana Staff Selection Commission and others*, wherein it was observed that the candidature of a candidate who has smudged/scratched/erased the OMR answer-sheet has to be cancelled. It is stated that even SLP-20786-2023 filed against the judgement dated 10.08.2023 has also been dismissed by the Supreme Court on 22.09.2023.

The appeal being devoid of merits is accordingly dismissed.

(RITU BAHRI)
ACTING CHIEF JUSTICE

(AMAN CHAUDHARY)
JUDGE

08.11.2023
Amodh Sharma

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