



CWP-12625-2025

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

(157)

CWP-12625-2025

Date of Decision : 29.05.2025

Brijesh

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Ankur Kaushik, Advocate
for the petitioner.

Mr. Pankaj Mulwani, DAG, Haryana
for respondents No.1 to 3.

KULDEEP TIWARI, J.(ORAL)

1. Through the instant writ petition, cast under Articles 226/227 of the Constitution of India, a prayer is made for issuance of a *mandamus*, upon the respondents, to issue 'EWS Certificate' to the petitioner, as per his actual family income, i.e. Rs.5,40,000/-.

2. Learned counsel for the petitioner submits that the petitioner has uploaded the application on the HRMS Portal, and has fulfilled all the requisite formalities, for issuance of 'EWS Certificate', as the petitioner has applied for CET-Haryana Exam, which is most likely to be held in the month of June, 2025. He further submits that the HRMS Portal, is wrongly capturing the income of the petitioner, as more than Rs.6,00,000/-, and therefore, the 'EWS Certificate' is not being issued to him.

3. In response, a short reply dated 27.05.2025, by way of affidavit of Mr. J. Ganesan, CEO, Haryana Parivar Pehchan Patra Authority, Haryana,



on behalf of the respondents No.1 to 3, has been filed.

4. As per the reply (supra), the department concerned, has framed some Standard Operation Procedure (SOP) and technical framework for Parivar Pehchan Patra (PPP). However, it is surfaced from the perusal of the reply (supra), that there is a structural income classification, duly verified and approved by the ADCs of the respective districts in the State of Haryana, and the income slabs, which are recognized under the PPP database for individuals, are extracted hereinafter :-

- “1. Rs.1.00 lakh to Rs. 1.40 lakh*
- 2. Rs.1.40 lakh to Rs. 1.80 lakh*
- 3. Rs.1.80 lakh to Rs. 3.00 lakh*
- 4. Rs.3.00 lakh to Rs.5.00 lakh*
- 5. Rs.5.00 lakh to Rs.6.00 lakh*
- 6. Rs.6.00 lakh to Rs.8.00 lakh*
- 7. Rs. 8.00 lakh to Rs.10.00 lakh etc.”*

5. Further, it is specifically admitted in the reply (supra), that PPP system does not perform exact summation, but records verified income range based on field-level verification. In the present case, since the income of the petitioner, and his family comes out to be more than Rs.6,00,000/-, in the portal, and therefore, as per the income slabs, he is not entitled for ‘EWS Certificate’.

6. Learned counsel for the petitioner, while placing reliance upon the policy dated 25.02.2019, as issued by the General Administration Department (GAD), Govt. of Haryana, which prescribes the criteria for income and assets, and as per Clause 4.1, any persons who are not covered under the existing scheme of reservation for Scheduled Caste, Backward Classes (Black-A) and Backward Classes (Block-B), and whose family has gross annual income below Rs.6,00,000/-, are to be identified as EWSs for



benefit of reservation. The relevant extract is reproduced hereunder :-

“CRITERIA OF INCOME & ASSESTS

4.1 Persons who are not covered under the existing scheme of reservation for Scheduled Caste, Backward Classes (Block-A) and Backward Classess (Block-B) and whose family has gross annual income below Rs. 6.00 lakh (Rupees six lakh only) are to be identified as EWSs for benefit of reservation Income shall also include income from all sources i.e. salary, agriculture, business, profession etc. for the financial year prior to the year of application.

4.2 Also persons whose family owns or possesses any of the following assets shall be excluded from being identified as EWS, irrespective of the family income:-

- i. 5 acres of agricultural land and above.*
- ii. Residential flat of 1000 sq. ft. and above.*
- iii. Residential plot of 100 sq. Yards and above in notified municipalities.*
- iv. Residential plot of 200 sq. Yards and above in areas other than the notified municipalities.*
- v. Total immovable assets owned are valued at Rs. One Crore or more.*

4.3 The property held by a "Family" in different locations or different places/cities would be clubbed while applying the land or property holding test to determine EWS status.

4.4 The team "Family" for this purpose will include the person who applies for benefit of reservation, his/her parents, spouse as well as children and siblings below the age of 18 years.”

7. In view of the specific notification, this Court is of the considered opinion that the income slabs, as framed for running the portal effectively under the Standard Operating Procedure (SOP), is in direct confrontation with the policy dated 25.02.2019. It is not under dispute that total income of the



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petitioner is less than Rs.6,00,000/-. However, solely on account of limitation of the portal, the petitioner cannot be held disentitled for 'EWS Certificate'.

8. At this stage, learned counsel for the State, on instructions imparted to him by Mr. Labh Singh, Deputy Superintendent, HPPA, ADC Faridabad, informs this Court, that the petitioner can approach the ADC, Faridabad, with all the relevant documents, so as to establish that his family income is less than Rs.6,00,000/-, and thereafter, the ADC concerned, will take a final decision regarding EWS status of the petitioner.

9. In view of the above, the instant writ petition is disposed of, with a *mandamus*, upon the ADC concerned, that in case, the petitioner approaches within a period of three days, from the date of passing of this order, the latter, within the next seven days thereafter, shall take a final decision, with regard to the EWS status of the petitioner, and in case, the petitioner is found entitled, he may be provided 'EWS Certificate', in accordance with law.

10. Consequently, the instant writ petition is **disposed of**.

(KULDEEP TIWARI)
JUDGE

May 29, 2025
Manpreet

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