



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

Sr. No.233

CWP-18043-2020

Date of Decision: 04.02.2025

Yamunetri

.... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. G.S. Gopera, Advocate, for the petitioner.

Mr. Harish Rathi, Sr. DAG, Haryana.

TRIBHUVAN DAHIYA, J. (ORAL)

The petition has been filed *inter alia* seeking a writ of *certiorari* quashing the order dated 19.10.2020, Annexure P-13, whereby the petitioner's claim for participating in the scrutiny of documents-cum-interview for the post of Physical Training Instructor (PTI) pursuant to the advertisement 06/2006 was rejected on account of non-evaluation of Optical Mark Recognition (OMR) sheet since it had been smudged/scratched by her; and a writ of *mandamus* has also been sought directing the respondents to undertake scrutiny of documents afresh and grant benefit of eight grace marks to the petitioner, and consider her for selection and appointment for the post in question.

2. Briefly, as per facts apparent on record, the petitioner appeared in the written test for the post of PTI held on 23.08.2020. The result was declared on 24.09.2020, wherein her roll number was not included. There were clear instructions issued to the examinees that in case they used eraser, nail, blade, white fluid/whitener, etc., to smudge, scratch or damage the OMR answer sheet in any manner during examination, it would lead to



cancellation of OMR sheet. The written statement specifically mentions that the petitioner scratched/smudged answer to question no.55 of Booklet Series “C” on the OMR sheet. Consequently, her OMR sheet was not evaluated as per the terms and conditions laid down.

3. These facts have not been disputed by the petitioner, nor has any counter affidavit been filed to bring any material or document on record challenging the veracity of the stand taken.

4. In view of the undisputed position on record establishing smudging/scratching of OMR answer sheet by the petitioner, no exception can be taken to the Commission’s decision in not evaluating and cancelling the same.

5. Dismissed.

(TRIBHUVAN DAHIYA)
JUDGE

04.02.2025
Maninder

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