



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

113

CWP-4980-2026

Date of Decision: 28.04.2026

EKTA YADAV

...Petitioner

Versus

STATE OF HARYANA AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Ms. Bharti Gollen, Advocate and
Mr. Lukesh Kumar Gollen, Advocate for petitioner

Mr. Deepak Vashisht, DAG, Haryana

JAGMOHAN BANSAL, J. (ORAL)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking direction to the respondents to renew her Backward Class-B Certificate. She is further seeking direction to the respondents to decide her legal notice dated 10.08.2025.

2. Learned counsel for the petitioner submits that respondent has wrongly rejected petitioner's claim qua BC-B Certificate.

3. Learned counsel for the respondent submits that State Government has issued instructions dated 22.03.2022 with respect to issuance of caste certificate. As per Paragraph 3(iii), where a person migrates from one State to another, he can claim to belong to a notified caste only in relation to the State to which he originally belonged and not in respect of the State to which he has migrated. Paragraph 3(iv) further provides that no person who is not a member of notified caste/tribe by birth will be deemed to be a member of that notified caste/tribe merely because he or she had



married a person belonging to that notified caste/tribe. The petitioner by birth belongs to State of Rajasthan and she migrated to State of Haryana on account of her marriage.

4. Heard the arguments and perused the record.

5. From the perusal of notification dated 22.03.2022, it is evident that a migrated person cannot claim caste certificate in respect of the State to which he has migrated. The petitioner has migrated to State of Haryana. She belongs to OBC in the State of Rajasthan, however, cannot claim certificate of BC-B in the State of Haryana. She has not challenged terms and conditions of the aforesaid notification.

6. A Division Bench of this Court in ***Haryana Public Service Commission V/s Shweta Kashyap and another, 2019 (3) SCT 214*** has held that everybody gets caste status by birth and on account of marriage it does not change. If a lady belonging to one State marries with a man belonging to another State, she would not be entitled to benefit of reservation available to candidates of her husband's State.

7. In the wake of above discussion and findings as well as Division Bench judgment of this Court in ***Shweta Kashyap (supra)***, this Court is of the considered opinion that petition deserves to be dismissed and accordingly dismissed.

8. Pending Misc. application(s), if any, shall stand disposed of.

(JAGMOHAN BANSAL)
JUDGE

28.04.2026
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Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No