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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-35269-2025

Date of Decision :30.01.2026

Mahender Singh

...Petitioner

Versus

State of Haryana and Others

....Respondents

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. Sandeep Kumar Yadav, Advocate for the petitioner.

TRIBHUVAN DAHIYA, J. (ORAL)

The petition has been filed, *inter alia*, seeking a writ of *mandamus* directing the respondents to return the original documents to the petitioner, viz., Handicapped Certificate, Matric Certificate, B.Sc Mark Sheet, B.Ed. Certificate, Appointment Letter, Family I.D. and BC-B Certificate, which were statedly handed over to the Principal of Government Senior Secondary School, Jant, Mohindergarh, on 11.09.2021 as apparent from the letter dated 11.09.2021, Annexure P-1.

2. Learned State counsel has received instructions from respondent no.2/Director General, Elementary Education, vide order dated 28.01.2026, a copy whereof has been retained on the case file as Annexure 'A'. Referring to the same, she contends that efforts were made to get the documents searched from the concerned office but to no effect. The petitioner was also called for the purpose. Relevant paragraphs of the instructions are reproduced hereunder:

It is mentioned here that after perusal of the records held with this branch, it is found that those documents were not asked by the department. The department had appointed the then Joint Director Admn Sh. Vijay Yadav HCS, Inquiry Officer. He had afforded a chance of hearing to process this inquiry. Therefore a telephonic message was delivered to the



District Elementary Education Officer, Narnaul by the Personal Assistant of the then JDA to ask such documents and the Peon/Clerk of the said office had submitted such documents vide his letter No.E-I/2021-132A dated 12.09.2021 in the CR Section of the department.

It is also mentioned here that the appointed Inquiry Officer had afforded a hearing to all the Divyang TGT teachers which was recruited against the special recruitment of handicapped person in Year 2003. The Inquiry Officer had called all the concerned TGT teachers with the dealing Clerk/Assistant of the concerned Districts. In between the inquiry officer cum Joint Director Admin was transferred from this office as SDM, Kanina, Mahendargarh. The Inquiry Officer returned the file to and the teachers whom were presented for hearing and Clerk/Assistant of the concerned Districts were allowed to take their original documents and those who were not present at the time of hearing, his/her documents were collected by the concerned Clerk/Assistant of concerned District Elementary Education Officer.

3. In view of the facts aforementioned, this Court is not inclined to entertain the petition. Writ jurisdiction is not to be exercised to direct the respondents to search original certificates. The petitioner has no indefeasible right to seek such a direction, besides he has the option to get duplicate certificates issued from the concerned authorities/departments.

4. Dismissed.

(TRIBHUVAN DAHIYA)
JUDGE

January 30, 2026

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