

ITEM NO.54

COURT NO.12

SECTION IVB

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Civil) No(s).20696/2009

(From the judgement and order dated 12/08/2009 in LPA No. 709/2009  
of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

SUDHIR KUMAR KATARIA &amp; ORS.

Petitioner(s)

VERSUS

HARYANA PUBLIC SERVICE COMMISSION &amp; ORS.

Respondent(s)

(With appln(s) for permission to file rejoinder affidavit and with  
prayer for interim relief)

Date: 30/04/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI  
HON'BLE MR. JUSTICE ASOK KUMAR GANGULYFor Petitioner(s) Mr.Sanjiv Bansal, Adv.  
Mr. Yash Pal Dhingra,Adv.For Respondent(s) Mr. D.S. Chauhan,Adv.  
Ms.Ruchi Singh, Adv.  
Mr.Manjit Singh, AAG  
Mr.Kamal Mohan Gupta, Adv.UPON hearing counsel the Court made the following  
O R D E R

Arguments heard.

Learned counsel for the petitioners invited our attention to  
order dated 23.02.2010 passed by State Information Commission,  
Haryana under Section 19(3) of the Right to Information Act, 2005  
and the rejoinder affidavit of his client and submitted that the  
contents in the counter affidavit filed on behalf of Haryana Public

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Service Commission that as per the examiner, there was no error in  
the model key is factually incorrect.

After going through the order of State Information Commission  
and the contents of rejoinder affidavit of Wazir Singh Dalal, who  
is one of the four petitioners before this Court, we asked learned  
counsel for Haryana Public Service Commission to produce the reply  
sent by the examiner who had prepared the model key.

The response

of the learned counsel was that he does not have the relevant records.

In view of the above, hearing of the case is adjourned to 03.05.2010 with the direction that the entire relevant records relating to the disputed examination must be kept ready for perusal of the court and the Controller of Examination who filed the counter affidavit before this Court should remain present to assist the counsel representing the Commission.

In the meanwhile, the Commission declares the result of the final examination, the same would remain subject to the orders which may be passed by this Court.

(Satish K.Yadav)  
Court Master

(Phoolan Wati Arora)  
Court Master