

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**WPC No. 1494 of 2015**

1. Shri Shankaracharya Institute Of Professional Management & Technology
Managed by Shri Gangajali Shikshan Samiti, Bhilai, Through its Secretary,
Nishant Tripathi, 77/14, Nehru Nagar, Bhilai, District Durg, Chhattisgarh
2. Nishant Tripathi, S/o Anand Tripathi, Aged About 40 Years, R/o. 77/14, Nehru
Nagar, Bhilai, District Durg, Chhattisgarh

---- Petitioners**Versus**

Chhattisgarh Swami Vivekanand Technical University, Through its Registrar,
N. Park Ave, Sector 8, Bhilai, Chhattisgarh 490009

---- Respondent

For Petitioners : Mr. Saurabh Dangi, Advocate

For Respondent : Mr. Rajeev Shrivastava, Advocate

Hon'ble Shri Justice Goutam Bhaduri**Order On Board****27/08/2015**

Heard

1. By way of the instant writ petition, the petitioners sought for the following reliefs: -

- i. Issue an appropriate writ, order or direction in the nature of mandamus directing that the non-grant of seats and the reduction of intake by the Respondent vide its order dated 15.05.2015 (Annexure P-1) is illegal and the Petitioners are entitled to run the college in accordance with law, and all consequential and necessary directions may kindly be issued in this regard to the Respondent; and*
- ii. Issue an appropriate writ, order or direction in the nature of mandamus directing that Respondent not to interfere with the intake granted by the AICTE; and*

iii. To issue any other further writ, order or direction which this Hon'ble Court may deem fit and proper in the facts and circumstances of the present case and in the interests of justice.

iv. Any other relief (s) which the Hon'ble Court may deem fit and proper in view of the facts and circumstances of case may also kindly be granted.

v. Costs of the petition may kindly be granted to the petitioners.

2. In the case of ***Parshvanath Charitable Trust & Others v. All India Council for Technical Education & Others, (2013) 3 SCC 385***, the Hon'ble Supreme Court has laid down the schedule wherein the last date for admission of the student is fixed for 15th August. Since the date has already been passed, it would be futile exercise to go into the academic issue to adjudicate the petition.
3. Consequently, without going into merits of this case, the petition stands disposed of.

Sd/-
(Goutam Bhaduri)
JUDGE