

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

Civil Writ Petition No.19465 of 2002

Date of decision: 13.02.2015

Ms. Ruchika Gupta, aged 18 years, daughter of Shri R.C. Gupta,
resident of House No.95, Sector 19-A, Chandigarh.

... Petitioner

versus

The Punjab Technical University through its Registrar, Jalandhar,
and another.

.... Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Anil Rana, Advocate, for
 Mr. Puneet Gupta, Advocate,
 for the petitioner.

Mr. Bhavnik Mehta, Advocate,
for respondent No.1.

K.Kannan, J. (Oral)

1. The petition is for a direction for refund of amount of ₹ 7,500/- out of ₹ 10,000/- paid at the time of seeking of admission into an engineering course at the 2nd respondent's college affiliated to the first respondent University. The proforma in the application for admission to the University affiliated colleges showed a deposit of ₹ 10,000/- to the institution to which a student was admitted would be given the credit of ₹ 7,500/-. The petitioner would claim a refund contending that she had been pursuing the course and withdrew and in which vacancy, yet another student was admitted

and hence the College was not put to any loss. The reply has been filed only by the University that sets out the relevant clauses of deductions brought out through the admission brochure but I find nothing in the provisions that can be disentitled the candidate from securing the refund of ₹ 7,500/- which was the amount to be credited to the college. Indeed, the College itself has not joined issues on the claim made by the petitioner.

2. The petitioner is entitled to the relief of refund of ₹ 7,500/- against the 2nd respondent only with interest at 9% from 03.08.2002 when the petitioner made the demand till the date of payment. The payment shall be made by the 2nd respondent within a period of 4 weeks from the date when the copy of this order is communicated to the 2nd respondent. There shall be no relief for the petitioner against the first respondent.

3. The writ petition is ordered on the above terms.

(K.KANNAN)
JUDGE

13.02.2015
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