

**250 IN TH HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CWP NO. 12617 OF 2015(O&M)
Date of decision: 7.07.2015**

Harsimranjeet Singh

.....Petitioner

versus

**The Vice Chancellor, Guru Ravidas Ayurved University and another
.....Respondents**

Coram: Hon'ble Mr. Justice Rakesh Kumar Jain

Present: Mr. D.S.Gandhi, Advocate
for the petitioner.

Mr. T.S.Chauhan, Advocate
for the respondents.

Rakesh Kumar Jain, J

The petitioner has failed twice in two subjects namely 'Kriya Shair and Maulik Siddhant avum Ashtang Haridya'. He has prayed for mercy chance, invoking clause 9(B) of statute as per which the Vice Chancellor can allow a mercy chance exercising his discretion.

It is submitted that though the representation was made to the Vice Chancellor in regard to mercy chance to appear in the first semester exam in the aforesaid two subjects but no decision has been taken by him despite a reminder.

After notice, the respondent has filed reply in which a decision taken by the Vice Chancellor dated 6.07.2015 has also been appended, by which mercy chance claimed by the petitioner has been declined. It is observed therein that mercy chance is only a discretionary relief granted by the Vice Chancellor on genuine ground and cannot be claimed as a matter of right. It can be allowed only in one subject and only once in the entire

BAMS course providing the student re-appear in one subject. It is further

observed that the mercy chance claimed by the petitioner was already declined on 29.04.2015 and concealing the said decision of the University, the petitioner has approached this Court. It is also observed that the reason for not appearing in the exam due to high fever is not convincing and believable and the excuse was found to be general in nature.

In view of the order passed by the Vice Chancellor on 6.07.2015, I do not find any merit in the present petition and the same is hereby, dismissed.

7th July, 2015
Shivani Kaushik

[RAKESH KUMAR JAIN]
Judge