

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Civil Writ Petition No.16032 of 2015

Date of decision: 10.8.2015

Nishant

...Petitioner

Versus

Indira Gandhi National Open University

...Respondent

CORAM: MR.JUSTICE G.S.SANDHAWALIA

Present: Ms. Trishu Singh, Advocate for the petitioner.

G.S.SANDHAWALIA, J. (Oral)

Prayer made in the present writ petition is for directing the respondent to decide the representation dated 22.11.2014 (Annexure P/4) whereby the petitioner has sought a mercy chance as a special case to clear the lone paper of CS76 under pre-revised syllabus of BCA.

A perusal of the paper book would go on to show that in the said subject petitioner secured only 16 marks out of 95. Certain information was asked vide RTI applications dated 2.7.2014 and 29.8.2014 which respondent University replied on 23.9.2014 and against point no.(v), the following reply was given:-

“Point No.V) : As per the norms of the University, re-evaluation of any project report/dissertation work is not permissible.”

Counsel for the petitioner contends that the petitioner has to seek re-admission under the new syllabus and three years of course would be wasted. As per representation given the petitioner applied for transfer of credit from BCA(pre-revised syllabus) to BCA (revised syllabus) and the credit transfer facility is not available for the subject relating to the project but available for other subjects.

Without going into merits of the case and keeping in view the

above controversy, this Court is of the opinion that it would be appropriate to direct respondent to take a decision on the representation dated 22.11.2014 (Annexure P/4) as to whether any concession can be granted to the petitioner as per relevant rules of the University or as per the prayer made in the representation. The said representation be decided expeditiously preferably within four weeks from the date of receipt of a certified copy of this order. In case the relief is to be denied to the petitioner then reasoned order be passed by the said respondent.

The writ petition stands disposed of accordingly.

August 10, 2015
Pka

(G.S.SANDHAWALIA)
Judge