

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Civil Writ Petition No.17522 of 2015

Date of decision: 14.10.2015

Nirmal Godara

...Petitioner

Versus

Punjab Technical University, Jalandhar and another

...Respondents

CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA

Present: Mr. Surender Lamba, Advocate for the petitioner

Mr. J.S.Lalli, Advocate for the respondents.

G.S.SANDHAWALIA, J. (Oral)

The petitioner seeks quashing of the interview result (Annexure P/14) whereby she was shown to be 'not qualified' for admission to Ph.D. Programme in the subject of Computer Science and Engineering.

The case of the petitioner is that she being National Eligibility Test (NET) qualified was exempted from the Ph.D. Entrance test and therefore, she was entitled for admission against 72 seats which had been advertised for the Ph.D. Programme in the subject of Computer Science and Engineering.

The respondents in their reply have submitted that against 72 seats, 37 were reserved for general category. As many as 215 applications were received. The criteria for admission was that persons who have qualified the NET/GATE/GPAT/SLET or equivalent test were exempted from Ph.D. Entrance test. The petitioner was also given the said benefit. However, for calculating the merit 30% weightage to the marks in the Master's/M.Phil Programme was to be given, 40% weightage to marks in the entrance test was to be given and 30% weightage was to be given to the interview. The candidates who had been exempted from sitting in the entrance test, their marks were to be calculated on the basis of maximum marks obtained by a candidate who had appeared in the entrance test under non exempted category. In the entrance test held, the maximum marks obtained by the exempted candidate were 25.33 and that benefit was granted to the petitioner apart from the weightage of 21.09 marks for her post-graduation. However, the petitioner obtained 12 marks out of 30 marks in the interview which would be clear from the break up

which has been attached as Annexure R/2. The total marks obtained by the petitioner come to 58.42 whereas the cut off merit in the general category was 60.49 marks. Accordingly, the petitioner did not make the grade.

Once the criteria has been fixed and the petitioner has been considered in the pursuance of the criteria and she has not made the grade, no fault can be found as no discrimination in any manner has been done.

Counsel for the petitioner has vehemently argued that the petitioner was the only candidate who has been given less marks in the interview. No such allegation was made in the writ petition regarding the bias against the petitioner by any member of the Selection Committee.

Accordingly, there is scope for interference in the present writ petition and the same is dismissed being bereft of merit.

October 14, 2015
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(G.S.SANDHAWALIA)
Judge