

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

**CWP No.25241 of 2015
Decided on : 09.12.2015**

Gurnoor Singh

... Petitioner

Versus

Panjab University & another

... Respondents

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

Present : Mr.R.S.Dhanda, Advocate, for the petitioner.

Mr.Vansh Malhotra, Advocate, for respondent No.1.

Mr.Rohit Dheer, Advocate, for respondent No.2.

G.S. Sandhawalia , J. (Oral)

The petitioner seeks admission in the 3rd semester examination of B.Com 2nd year in the session 2015-16, to be held from 03.12.2015.

The case of the petitioner is that he was suffering from serious medical ailment due to which he could not attend the classes and that there was litigation with the respondent-College, earlier, due to which there was some enmity with some staff of the college. It has also been averred that there are some other students who have been issued the roll numbers.

It is not disputed that the petitioner had earlier also filed a writ petition in this Court bearing CWP-10102-2015, which was disposed of on 19.05.2015, after taking the apology of the petitioner (Annexure R2/B). The apology of the petitioner dated

18.05.2015 reads as under:

“With due respect it is submitted that I, Gurnoor Singh son of Charanjit Singh and student of B.Com (I) year, GGDSD, College, Sector – 32, Chandigarh do hereby state and undertake that I will not cause any misconduct or misbehaviour in the college or anywhere else. And, I shall be regular in attending all my classes, lectures in the College as per schedule and guidelines settled by Punjab University in this regard.”

In the reply filed by the College, it has been specifically mentioned that the attendance of the petitioner is 25.21% till 05.12.2015, as against 75%, required as per the University norms. It is further averred that the petitioner had taken admission in the Sports Quota Category but till date had neither attended any sports sessions nor reported to the Sports Department even once.

Keeping in view the consistent misconduct of the petitioner and the fact that it is apparent that he is taking examinations on the strength of the interim orders passed by this Court, not once but several times, this Court does not feel that there can be any further indulgence to the petitioner.

Reliance placed by counsel for the petitioner upon the judgment of this Court in **Ritu Karwa Vs. Panjab University 1999 (1) RSJ 137** is of no avail as it was on peculiar facts where there was a bereavement in the family of the petitioner.

An effort has been made by the petitioner to show his ailment which also pertains to the month of August, 2015 but

nothing has been brought on record to show that he was suffering from any serious ailment, thereafter, which prevented him from attending the classes.

In the above facts and circumstances of the case, no writ of mandamus can be issued in favour of the petitioner.

Accordingly, finding no merit in the present writ petition, the same is dismissed.

DECEMBER 09, 2015
sailash

(G.S. SANDHAWALIA)
JUDGE