

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
CWP No.25805 of 2015
Decided on : 11.12.2015**

S.T.College of Nursing & Medical Science th. its Principal

... Petitioner

Versus

State of Punjab & others

... Respondents

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

Present : Mr.K.S.Dadwal, Advocate, for the petitioner.

Mr.Anshul Gupta, AAG, Punjab.

Mr.Sarbjit Singh, Advocate, for respondent No.3.

G.S. Sandhawalia , J. (Oral)

Prayer in the present writ petition is that the examination forms of 30 students of 2nd year and 10 students of 3rd year of GNM course of the petitioner's-Institute be accepted and for issuance of the roll numbers, as they are eligible to appear in the examinations of 2nd and 3rd years GNM course.

It is the case of the petitioner that the result of the said students was declared on 04.08.2015 (Annexure P1). Case of respondent No.2 is that the examination forms have never been submitted and are only permissible with late fees. Reference is made to the notification dated 11.03.2014 (Annexure R1). A perusal of Clause 4(iii) of the notification would go on to show that late fees of Rs.100/- per student, per day, is to be paid by 31.07.2015 (15 days prior to the examinations). It is the case of

the respondents that this has not been done.

Counsel for the petitioner submits that inspite of repeated requests, the deposit of the admission forms was not accepted by the respondent-Council and representation dated 04.12.2015 (Annexure P6) was also served by the Principal of the petitioner-Institute and the students would be gravely prejudiced if their examination forms are not accepted. Counsel for the petitioner submits that the petitioner is willing to deposit the late fees @ Rs.100/- per day per student, for a period of 15 days, before the examinations.

Accordingly, keeping in view the above factual aspect that in short reply filed, there is no denial to the representation (Annexure P6), keeping in mind the interests of the students and the fact that they would lose an academic year on account of the technical hitch in deposit of the examination fees late. Accordingly, the present writ petition is disposed of with a direction to the petitioner to deposit the said amount for 28 students by tomorrow, i.e., 12.12.2015 (till 5 p.m.). On the said deposit of the late fees @ Rs.100/- per student per day for 15 days, the respondent-Council shall issue necessary admit cards to the students and permit them to sit in the examinations.

With the abovesaid direction, the present writ petition stands disposed of.

CWP-25805-2015

SAILESH RANJAN
2015.12.14 19:00
I attest to the accuracy and
integrity of this document
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Copy of this order be supplied to counsel for the
petitioner under the signatures of Special Secretary of this Court.

DECEMBER 11, 2015
sailesh

(G.S. SANDHAWALIA)
JUDGE