

SR. No. 225

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

CWP No. 19159 of 2014

Date of decision: 22.04.2016

Vandana Grover

.....Petitioner

versus

**Guru Angad Dev Veterinary & Animal Sciences Ludhiana and
others**

.....Respondents

Coram: Hon'ble Mr. Justice Rakesh Kumar Jain

Present: Mr. Amit Aggarwal, Advocate
for the petitioner.

Mr. H.N.S.Gill, Advocate
for respondents No. 1 to 3.

Mr. Shekhar Verma, Advocate
for respondent No.4.

Mr. Ruchir Mishra, Advocate
for respondent No. 5.

Rakesh Kumar Jain, J.(Oral)

The petitioner applied for admission in the bachelor course of Veterinary Science and Animal Husbandry in the Sports Category in which the total Quota allocated by Guru Angad Dev Veterinary and Animal Sciences University, Ludhiana(for short, 'the University') was 5% out of total 60 seats.

After the declaration of result, name of the petitioner was kept at Serial No. 5. The petitioner has challenged the admission of respondent No. 4 who was selected at Serial No. 4 in the category of sports on the basis of certificate produced by him of 33rd Senior National Softball Championship, alleged to have been held at Jaipur.

It is admitted by counsel for the petitioner that this petition was filed at the time when the admissions were over and no interim order was passed by this Court, permitting provisional admission to the petitioner or allowing the petitioner to attend the classes. However, respondent No. 4 is continuously studying and is in 3rd semester of 10 semesters course.

The case set up by the petitioner is that the certificate relied upon by respondent No. 4(Annexure R-3) is issued by SOFTBALL ASSOCIATION OF INDIA(Regd.) which is otherwise not a recognized body by the Indian Olympic Association(respondent No. 5).

However, it is not denied by respondent No. 5 that 33rd Senior National Softball Championship was held at Jaipur.

There are many facets in this case. Firstly, the petitioner has not impleaded the necessary party in this case, namely the SOFTBALL ASSOCIATION OF INDIA(Regd.) who had issued certificate to respondent No. 4 on the basis of which he has secured admission. The said body was the only one who could have disclosed its authority and the real facts to the Court about the participation of respondent No. 4 in the 33rd Senior National Softball Championship which was alleged to have held at Jaipur from 31.03.2013 to 5.04.2013. Secondly, the petitioner has filed this petition at the time when the admissions were over and at no point of time he asked for permission from the Court to attend the classes provisionally. Rather, he did not even implead Indian Olympic Association(respondent No. 5) at the first instance and

had impleaded the same on the objection raised by the respondent University. In this process, the case kept on lingering and as a result thereof, respondent No. 4 has reached upto 3rd Semester.

Keeping in view the aforesaid facts and circumstances of the case, I do not find any reason to interfere in this case at this stage.

Dismissed.

22nd April, 2016

Shivani Kaushik

**[Rakesh Kumar Jain]
Judge**