

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

**Civil Writ Petition No.21056 of 2015**

**Date of decision: 4.7.2016**

Amandeep Kaur

**...Petitioner**

**Versus**

State of Punjab and others

**...Respondents**

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

Present: Mr. S.S.Sodhi, Advocate for the petitioner.

Mr. Parminder Pal Singh Thethi, Addl. Advocate General,  
Punjab for respondents no.1.

Mr. Naresh Kumar, Advocate for  
Mr. Manish Dadwal, Advocate for respondents no.2 and 3.

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**G.S.SANDHAWALIA, J. (Oral)**

The petitioner seeks quashing of note mentioned in the introduction of the prospectus for the PMET-2015 after sub clause (xiv) of serial no.4 (Annexure P/8) wherein it has been provided that if there is any change in the online application form, a separate application has to be made before 16.5.2015 one day prior to the conduct of PMET-2016. It has been further provided in the note that after this date no request would be entertained for any change in the application form.

It is case of the petitioner that she was entitled for admission against category code 30 in view of the Gallantry award given to her father but inadvertently the said fact could not be mentioned in the application form and therefore, she was left out of the zone of consideration.

Notice of motion was issued on 1.10.2015 for the purpose to ascertain, if any, vacant seat is available in the said category which had not been filled up and whether any seat had been converted and filled up.

In the response filed by the University, it has been mentioned

that the petitioner secured 402 marks out of 800 and her general (open) category merit was 5962. She had applied under general category only and never applied under Gallantry category code 30. The correction had to be made before 16.5.2016 one day prior to the conduct of PMET-2015 and it is too late for challenging the aforesaid stipulation. The prospectus had a force of law and therefore eligibility has to be seen as per her application. No vacant seat in the MBBS Course 2015 was available and all the seats had been filled up and no admission can be made after 30<sup>th</sup> September. An additional affidavit was also filed wherein it has been mentioned that there were four seats reserved for the category code 30 in the Government Medical College of the State and two online counselling and one physical counselling for admission to MBBS/BDS had been conducted on 8.9.2015, 24.9.2015 and 29/30.9.2015 respectively. On 29.9.2015 during the 2<sup>nd</sup> extended physical counselling all vacant seats of aforesaid category Code 30 were transferred to open merit seats and filled up as per merit in compliance with the Punjab Government notification and therefore, all the seats have been filled up.

As noticed above, the petitioner herself failed to apply against category code 30 and therefore her case could not be considered in the said category. The University converted the said seats into general category and filled them up from general category candidates and the petitioner did not make the cut. The petitioner approached this Court by filing the present writ petition on 24.9.2015 and it was listed for the first time on 1.10.2015 after the last date for admission prescribed by the Apex Court had expired. The said seats have been duly filled up by the general category candidates after due consideration, who have now studied in the said course for 9 months. Therefore, at this stage no effective relief can be

granted to the petitioner, who failed to fill up her application form as per her entitlement. Therefore, she is bound by the application given by her against general category.

Accordingly, the present writ petition is dismissed.

**July 04, 2016**  
**Pka**

**(G.S.SANDHAWALIA)**  
**Judge**