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

Civil Writ Petition No.25662 of 2014

Date of decision: 28.11.2016

Geetu Rani and others

...Petitioners

Versus

State of Punjab and others

...Respondents

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

Present: None for the petitioners.

Mr. Lavanya Paul, Assistant Advocate General, Punjab
for respondent no.1.

Mr. Sarabjit Singh, Advocate for respondent no.2.

Mr. H.S.Tuli, Advocate for
Mr. A.S.Sidhu, Advocate for respondent no.3

G.S.SANDHAWALIA, J. (Oral)

Case has been called twice.

None has put in appearance on behalf of the petitioners. None had put in appearance on 5.9.2016. On 24.10.2016, only proxy counsel had appeared on behalf of petitioners.

The petitioners sought issuance of roll numbers for 2nd year examination on the ground that they were students of respondent no.3- college and attended classes of second year of the ANM Course. The petitioners had been given liberty to appear in the examinations of 2nd year on provisional basis subject to deposit of ₹ 1 lakh vide order dated 15.12.2014.

In reply filed by respondent no.2-council, it has been submitted that it has no record of these students and they never appeared in

examinations of Ist year neither they were issued roll numbers and the result attached as Annexure P/1 is fabricated document and the same is not available. It is further submitted that respondent no.3-college never informed regarding these students neither any demand draft dated 14.11.2014 had been received. Examination forms of 2nd year were also not attested by the Principal of respondent no.3-college.

In the reply filed on behalf of respondent no.3-college, on the other hand it has been averred that the petitioners had not attended the classes after the Ist year examination and they had been informed telephonically and even letter dated 3.9.2014 (Annexure R/1) had been written to them. In spite of the interim order, they had not appeared in the practical examination. They had also failed to attend the classes for the 2nd year even for a day and no examination form was filled up and forwarded by the respondent no.3-college. No replication has been filed to the said averment.

In view of the above said factor once the record is not there with the respondent no.2-council and the petitioners had not attended the classes for the 2nd year as per the stand of the college, no case is made out to confirm the interim order passed by this Court.

On an earlier occasion on 18.8.2015 also, the writ petition was dismissed as not pressed and the sum of ₹ 1 lakh deposited had been directed to be credited in the account of Benevolent Fund of the Bar Association of this Court. The said order had been recalled on account of the same having been reviewed vide order dated 5.8.2016. The dispute had also arisen as to who deposited ₹ 1 lakh. The stand of the earlier counsel

for the petitioners was that he had deposited the said amount from his own account.

Keeping in view the above facts, the present petition is dismissed on merit. The amount duly deposited shall continue to remain in the account of Benevolent Fund of the Bar Association of this Court.

November 28, 2016
Pka

(G.S.SANDHAWALIA)
Judge

Whether speaking/reasoned

Yes/No

Whether reportable:

Yes/No