

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

**CWP No.26320 of 2015
Decided on : 16.08.2016**

Vinod Bhardwaj

... Petitioner

Versus

Kurukshetra University, Kurukshetra & others

... Respondents

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

Present : Mr.Naveen Batra, Advocate, for the petitioner.

Mr.A.S.Virk, Advocate, for respondents No.1 & 2.

G.S. Sandhawal, J. (Oral)

Petitioner seeks a direction for issuance of the roll number for the 3rd semester of the LLB Course, commencing from December, 2015 and to take the examination for the said course.

No interim order was passed in favour of the petitioner at the time notice of motion was issued. The said examinations have already been held.

In the reply filed by respondents No.1 & 2 also, defence taken by the University is that the petitioner did not have the minimum 45% marks in the Bachelor's Degree, as per the requirement of the University Calendar and had only obtained 43.2% marks. The admission of the petitioner was cancelled by the University on 15.12.2015. It is further mentioned that the petitioner was never registered nor was allotted registration number by the University and correspondences have been placed on record to show that the University had written to the College to send the Detailed Marks Card. The College also had not sent the examination forms of the petitioner for the 3rd semester, which had been held in December, 2015.

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Resultantly, it is apparent that once the petitioner did not fulfill the eligibility condition, which was the requirement of the rules and regulations, his entitlement to continue in the said course cannot be held to be justified, in any manner. Accordingly, the present writ petition is dismissed. However, it will always be open to the petitioner to agitate his rights to recover his fees from the College concerned, in case he is so entitled, in appropriate proceedings.

AUGUST 16th, 2016

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**(G.S. SANDHAWALIA)
JUDGE**

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No