

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

LPA No.1143 of 2016 (O&M)

Date of Decision: 23.08.2016

Manjinder Kaur

... Appellant

VS.

State of Punjab & Ors.

... Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT

HON'BLE MR.JUSTICE SUDIP AHLUWALIA

- | | |
|--|----------|
| 1. Whether speaking / reasoned? | Yes / No |
| 2. Whether reportable? | Yes / No |
| 3. Whether Reporters of local papers may be allowed to see the judgment? | Yes / No |
| 4. To be referred to the Reporters or not? | Yes / No |
| 5. Whether the judgment should be reported in the Digest? | Yes / No |

Present: Mr. Narinder Kumar Vadehra, Advocate for the appellant

SURYA KANT, J. (Oral)

(1) The appellant's writ petition for validation of her admission in MBBS Course has been dismissed by learned Single Judge vide order dated 11.04.2016 on the ground that she was ineligible for such admission for want of 50% marks in the qualifying examination.

(2) Learned Single Judge further observed and rightly so that the principle of rounding-off of marks cannot be applied.

(3) Learned counsel submits that the appellant had applied for improvement of marks in the 10+2 examination and as per the declared result, she has got 6 more marks. In this manner, she is said to have crossed the barrier of 50% marks. If that is so, we permit the appellant to withdraw this appeal and move an application to establish her eligibility for the subject admission before the learned Single Judge. If the appellant is still attending her classes, the respondents would permit her to continue with the same for a period of two weeks to enable her to file the review application. Liberty is granted to the appellant to seek further relief before the learned Single Judge.

(Surya Kant)
Judge

23.08.2016
vishal shonkar

(Sudip Ahluwalia)
Judge