

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

LPA No. 1906 of 2016 (O&M)

Date of decision : 3.10.2016

Monika Chhiller and others

.. Appellants

versus

State of Haryana and others

.. Respondents

**Coram: Hon'ble Mr. Justice Rajesh Bindal
Hon'ble Mr. Justice Darshan Singh**

Present: Mr. Gaurav Rana, Advocate, for the appellants.

Rajesh Bindal, J.

By filing the present intra-court appeal, the order passed by the learned Single Judge dismissing the writ petition has been challenged.

The appellants being successful in NEET 2013, got admission in Gold Field Institute of Medical Sciences and Research, Faridabad, for the academic year 2013-2014 under Government quota. The aforesaid Institute closed in February, 2016. Keeping in view career of the students, the Government decided to transfer all the students to other institutes. Counselling was held and the students were shifted. One of the conditions in the notice was that the students will continue to pay the fee as was being paid by them in the Gold Field Institute of Medical Sciences and Research, Faridabad, or the fee being charged by the institute to which they are being adjusted, whichever was higher. The students participated seeing the conditions for their shifting and after being successful in counselling, they got admission in different institutes. Thereafter, the condition is sought to

be challenged. The learned Single Judge has considered the issue and opined that the Government had taken a compassionate view and considering the career of the students decided to shift them to other institutes. They cannot now be permitted to turn around and claim that having been shifted to other institutes where the fee is less, they should also be charged higher fee. When the appellants were admitted in Gold Field Institute of Medical Sciences and Research, Faridabad, they were well aware of the fact as to how much fee they have to pay. There is no error in the order passed by the learned Single Judge. The appeal is accordingly dismissed.

(Rajesh Bindal)
Judge

3.10.2016
vs

(Darshan Singh)
Judge

Whether speaking/ reasoned
Whether Reportable

Yes/No
Yes/No