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

**Date of decision: March 28, 2017
CRM-M-25270 of 2016 (O&M)**

Promila Bishnoi

.....Petitioner

Versus

State of Haryana

.....Respondent

CRM-M-26073 of 2016

Rajesh Godara

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present: None for the petitioner(s).

Ms. Tanushree Gupta, DAG Haryana.

Mr. Girish Agnihotri, Senior Advocate with
Mr. Arvind Seth, Advocate for Guru Jambheshwar
University of Science and Technology, Hisar.

A.B. CHAUDHARI, J (Oral)

CRM No.10595 of 2017 in
CRM-M-25270 of 2016

Heard.

Application is allowed and additional affidavit is taken on
record.

CRM-M-25270 of 2016 &
CRM-M-26073 of 2016

Vide this order above said two petitions would be disposed
of.

In FIR No.157 dated 01.07.2016, under Sections 406, 420 of the Indian Penal Code, 1860, registered at Police Station Adampur, District Hisar, both the petitioners in these two petitions seek anticipatory bail.

None appears on behalf of the petitioner(s). At this stage, Mr. Priyanshu Kumar, Advocate for Mr. C.M. Munjal, Advocate for the petitioner(s) appears and prays for pass over, which is rejected.

Learned State counsel and learned counsel for the complainant-University have been heard.

Para 10 of the additional affidavit filed by learned counsel for the complainant-University read thus:-

“10. That after thoroughly examination of the above said issue of admission of 11 students in MBA course, the University has found that these students did not qualify their qualifying examination, i.e. BBA for admission in MBA course before last date of admission, i.e. 15.08.2014, hence they were not eligible for admission in MBA on 15.08.2014. Further, the college has also not uploaded their admission detail on HSTES Panchkula Portal which was mandatory. The principal of the college did not deposit the registration fee as per schedule in the University. In view of the above facts, the University intimated the Principal of the CSL college vide letter dated 11.04.2016 that these 11 students should not be allowed for MBA Examination in the University.”

The petitioners were granted *ad interim* anticipatory bail and University was asked to file its report on affidavit, obviously, the purpose was to to authentic information and the University was the

only source to get the same. Now, Para 10 of the said affidavit as stated above, clarifies the position. Petitioners are guilty of offence of cheating etc. as registered. There is no substance in the petitions.

Hence, both these petitions stand dismissed. Interim orders dated 22.08.2016 in both the petitions granting *ad interim* anticipatory bail to the petitioners, stand vacated.

(A.B. CHAUDHARI)
JUDGE

March 28, 2017

mahavir

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No