

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.15761 of 2017.

Date of Decision: September 27, 2017

Dr.Varun Modgil

.....Petitioner

versus

The Director Principal., Government Medical College and Hospital,
Chandigarh

.....Respondent

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SUDHIR MITTAL.

Present: Mr.Kanwalvir Singh Kang, Advocate, for the petitioner.
Mr.Suvir Sehgal and Mr.Suman Jain, Advocate,
for the respondent.

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Surya Kant, J. (Oral)

The petitioner assails the order dated 30.06.2017 (P-8) whereby his claim for shifting from the Post Graduate Course in MD (Anesthesia) to MD (Medicine) stream has been turned down on the ground that last date for admission, i.e., 31.05.2017 was over.

[2] It is not in dispute that the petitioner, as per his merit in the State quota of Chandigarh has been admitted to the Post Graduate Course of Anesthesia in the Government Medical College and Hospital, Sector-32, Chandigarh. One seat in MD (Medicine) stream fell vacant in the beginning of June, 2017 as the candidate who was admitted against that seat did not join. The petitioner submitted a representation for shifting him from the stream of MD (Anesthesia) to MD (Medicine) but his representation was turned down vide the impugned order, as noticed above, on the ground that last date of admission, namely, 30.05.2017 was over.

[3] The respondent-Medical College has filed the reply-affidavit

reiterating that the admission schedule including the last date for admissions

has been strictly adhered to in terms of the Hon'ble Supreme Court judgment in Ashish Ranjan and others versus Union of India, 2016 (11) SCC 225. It is explained that the last date for admission has not been extended in any circumstance beyond 31.05.2017. It is further explained that two more candidates, namely, Shaily Dandona and Harsheel who are higher in merit than the petitioner, also requested for their transfer to the stream of MD General Medicine but their representations were also turned down on the ground that last date for admissions had expired. It is also averred that the petitioner worked in the Department of Anesthesia till 26.06.2017 but thereafter he did not turn up for duties without getting the leave sanctioned.

[4] Be that as it may, having regard to the fact that last date for admissions, namely, 31.05.2017 is sacrosanct and has to be adhered to without any relaxation and the seats have fallen vacant much after the cut off date, the claim of the petitioner for admission cannot be entertained.

Dismissed.

[SURYA KANT]
JUDGE

September 27, 2017
mohinder

[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No