

CWP-9402-2017

Date of Decision : 02.05.2017

Khalsa College Charitable Society Amritsar and othersPetitioners

versus

State of Punjab and othersRespondents

CORAM : HON'BLE MR. JUSTICE M.M.S. BEDI**Present:** Mr. A.P.S. Sandhu, Advocate
for the petitioners.**M.M.S. BEDI, JUDGE (ORAL)**

This petition has been preferred by the Khalsa College Charitable Society, Amritsar and six Principals of different Colleges run by the said Society, Amritsar pleading that all the four gates of the Khalsa College, Amritsar have been closed by the agitating students of Khalsa College, Amritsar in protest against the suicide having been committed by one student, allegedly on account of refusal by the concerned authorities to issue him Roll Number on account of shortage of his lectures.

It is contended by learned counsel for the petitioners that the students and staff members are not being allowed to enter the college premises with effect from 26.04.2017. The University examinations in various subjects are to commence from 03.05.2017. On account of the unreasonable obstruction caused, Roll Numbers could also not be issued to all the students. The supervisory staff from other colleges appointed by the University has to report for duty on 02.05.2017 in concerned colleges in the precincts of the Khalsa College,

Amritsar. In support of the contention, few photographs of locked gates have been placed on record.

Notice to the Advocate General, Punjab.

On asking of the Court, notice has been accepted by Mr. Inder Pal Goyat, Addl.A.G., Punjab present in the Court. Three sets of the petition be handed over to the learned State counsel during the course of day.

Prima facie the right of peaceful agitation seems to have been misused resulting in the infringement of fundamental rights of the other innocent students to take examinations, besides curtailing the functioning of various colleges being run by the petitioner society. In the interest of career of the students, it is expedient in the interest of justice to issue a direction to the administrative authorities of Amritsar i.e. the District Magistrate and Commissioner of Police to immediately look into the matter and consider the representation of the petitioners dated 01.05.2017, copy of which have been placed on record as Annexure P-3 (*colly.*) and ensure that there is no breach of peace at the hands of any violent agitators. In case, any person from the public wants to indulge in any demonstration or agitation, the same should be beyond 500 yards of the radius of the Khalsa College premises. It will be open to the District Magistrate, Amritsar to prevent breach of peace by taking any administrative action against violent demonstrators.

Copy of the order be supplied to the learned State counsel for implementation forthwith. A copy of the order be also supplied to

the counsel for the petitioner under signatures of the Court Secretary.

This order will not be misconstrued to enable the State authorities to use undesired criminal force.

(M.M.S. BEDI)
JUDGE

02.05.2017
Neha

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No