

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

114

LPA No.1847 of 2018

Date of Decision :26.11.2018

Ashish Chaudhary

...Appellant

Versus

National Institute of Technology, Kurukshetra
(Haryana) and another

..... Respondents

CORAM: HON'BLE MR.JUSTICE KRISHNA MURARI, CHIEF JUSTICE
HON'BLE MR.JUSTICE ARUN PALLI, JUDGE

Present : Mr. Ashish Chaudhary, appellant in person.

Mr. A.S.Virk, Advocate for the respondents.

KRISHNA MURARI, CHIEF JUSTICE (Oral) :

This intra Court appeal under Clause X of the Letters Patent is directed against the judgment and order dated 12.11.2018 dismissing the writ petition of the appellant seeking a mandamus to command the respondents to allow him to appear in special examinations for clearing his B-tech programme. Admittedly, he was admitted in B-Tech course in National Institute of Technology, Kurukshetra in 2009. The course was for four years duration. During this period, the appellant could not qualify 17 papers of examination. As per the norms, he was granted further time frame of 4 years to qualify in the re-appears. It is an admitted position that during 8 years, the appellant was unable to qualify the 17 examinations which included internal and external examinations. Appellant invited our attention to a notification

dated 23.02.2018 whereby the university permitted the students of B-Tech 2009 batch onwards to have a mercy chance to appear for Odd as well as Even semesters. However, the said benefit is confined only to students who do not exceed 10 reappears in total, five reappears in Odd semester and five reappears in Even semester.

Admittedly, in the case of the appellant, there are 17 reappears and thus, the benefit of the aforementioned notification is not liable to be extended to the appellant.

In the facts and circumstances, we do not find any fault with the refusal made by the learned Single judge to grant the relief as prayed for.

The appeal is thus, devoid of merits and accordingly stands dismissed.

(KRISHNA MURARI)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

26.11.2018

Sonia arora

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