

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

LPA No.364 of 2018 (O&M) in
CWP No.1291 of 2018

Date of Decision:- 12.03.2018.

Kaushalya Kundan Progressive Medical Hospitals and Research Centre

...Appellant

Versus

Rehabilitation Council of India

...Respondent

**CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE B.S. WALIA**

Present:- Mr. Nitin Kant Setia,, Advocate
for the appellant.

Rajesh Bindal, J.

Order dated 22.01.2018, passed by learned Single Judge, has been challenged by filing the present intra-court appeal.

2. In the writ petition, show cause notice dated 01.11.2017 was under challenge. Vide that notice, the appellant was to show cause as to why the institute be not debarred for 5 years in view of the mass-copying during the examination, conducted in the institution in the year 2013-2014. The notice was to be replied to within seven days. Admittedly, the same was not replied to.

3. It is claimed that in the year December, 2017, the writ petition was filed before this Court. In any case, the same was beyond seven days time granted to file reply to the show cause notice. Number of the writ petition is of the year 2018. Counsel for the appellant submitted that there were certain objections raised by the Registry, hence, it was refiled in the year 2018.

4. Learned Single Judge has dismissed the writ petition recording that the appellant failed to avail of opportunity of hearing afforded to it by the respondent. The appellant directly rushed to the Court. We do not find any error in the reasons assigned.

5. The contention raised by learned counsel for the appellant that he had been earlier punished for the same default is totally misconceived as earlier only the result of some of the students was cancelled who were caught in mass-copying and the college was debarred from being notified as centre for examination. No action as such was taken against the appellant.

6. In view of above facts, we do not find any error in the order impugned. The appeal is dismissed accordingly.

(Rajesh Bindal)
Judge

(B.S. Walia)
Judge

12.03.2018.
rajesh.k.khurana

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