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IN THE HIGH COURT OF DELHI AT NEW DELHI

Judgment delivered on: 13.07.2018

W.P.(C) 7207/2018, C.M. No.27431/2018

NUVORISH PAUL THROUGH MOTHER ASHA BISHNOI

.... Petitioner

versus

UNIVERSITY OF DELHI AND ANR.

... Respondents

Advocates who appeared in this case:

For the Petitioner : Mr. Nishant Bishnoi, Advocate

For the Respondents : Mr. Mohinder JS Rupal, Advocate for DU

CORAM:

HON'BLE MR. JUSTICE SIDDHARTH MRIDUL

J U D G M E N T

SIDDHARTH MRIDUL, J (ORAL)

1. The present petition instituted on behalf of the petitioner under Article 226 of the Constitution of India, prays as follows:

- “a) issue an appropriate writ, order or direction to the Respondent University to consider the Petitioner’s admission form under Sports Quota;
- b) issue an appropriate writ, order or direction to the Respondent University to consider the Petitioner for Football Trial.”

2. The petitioner is aggrieved essentially by the non-consideration of his admission in the sports quota.
3. The petitioner states that he participated in the World Schools Championship Football 2017 organised by International School Sport Federation and places reliance on a certificate issued in this behalf by the School Games Federation of India.
4. By a Press Release dated 10.05.2018, issued by the University of Delhi, admissions to Ph.D, M. Phil, Post Graduate Programmes and Under Graduate Programmes for the academic year 2018-19, were announced. It was stipulated in the said Press Release that the registration process of all the above programmes would be completely online for all categories and for all quotas.
5. The petitioner is stated to have filled his admission form in May 2018 for an under graduate programme 2018-19, in the category of sports quota, on the strength of the certificate issued by the School Games Federation of India. Although, it is not so averred in the petition but it is asserted at the Bar that the petitioner checked his application form online on 21.06.2018, in order to acquaint himself with the dates for trial for Football. It is then that the petitioner realised that, he had not been asked to participate in the trials, on account of the circumstance, that the said certificate had not been considered by the University of Delhi.

6. The petitioner states that he addressed a mail to the University of Delhi on 25.06.2018, asking the latter to provide more information as to why the said certificate had not been considered eligible.
7. On the very same day, the petitioner was informed by the University of Delhi that the process of submission of grievances online, on the portal of Under Graduate Sports Grievances, which had commenced on Friday, 15.06.2018 stood closed on 19.06.2018 at 3:00pm.
8. Aggrieved by the non-consideration of the certificate, the petitioner seeks a direction to the University of Delhi to consider the petitioner under the sports quota, on the strength of the certificate issued by the School Games Federation of India and to invite him for the Football Trial.
9. Mr. Mohinder JS Rupal, learned counsel appearing on behalf of the University of Delhi states that, the trials for Football have been conducted as far back as on 25.06.2018 and in view thereof, the petition has been rendered infructuous.
10. A consideration of the above facts and circumstances would reveal that, the petitioner has been rather lackadaisical in pursuing his admission under the sports quota with the University of Delhi at all stages, including the stage of submission of online UG Sports Grievances related to Marks/Participation Sports Certificate 2018.
11. Admissions under the sports quota, subsequent upon the conduct of trials began on 06.07.2018. Football being a team sport, it is not possible at this belated stage to turn the clock back and direct fresh

Football Trials for the petitioner alone. Even otherwise, the explanation offered on behalf of the petitioner for the delay in asserting his rights has not been cogently or satisfactorily explained.

12. It would be trite to state that this Court in a writ petition under Article 226 of the Constitution of India does not come to aid of a litigant who awakes from deep slumber belatedly at the eleventh hour, at a time when the academic session is about to commence.

13. In view of the foregoing, the present petition is devoid of any merit and is disposed of accordingly. Pending application also stands disposed of accordingly.

SIDDHARTH MRIDUL
(JUDGE)

JULY 13, 2018
as