

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.377 of 2019

Date of decision: 11.01.2019

Rajesh Kumar and others

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Mazlish Khan, Advocate,
for the petitioners.

Ritu Bahri, J.

Petitioners are seeking direction to the respondents to treat them as eligible for registration/enrollment in Doctor of Philosophy (Ph.D.) and allow them to submit their applications.

Vide notification dated 05.05.2016 (Annexure P-6), issued by the University Grants Commission (UGC), **for admission to Ph.D programme**, eligibility criteria for admission to Ph.D. programme has been given in Rule 3.2, which is reproduced as under:-

“3.2. Candidates who have cleared the M.Phil. course work with at least 55% marks in aggregate or its equivalent grade 'B' in the UGC 7-point scale (or an equivalent grade in a point scale wherever grading system is followed) and successfully completing the M.Phil. Degree shall be eligible to proceed to do research work leading to the Ph.D. degree in the same Institution in an integrated programme. A relaxation of 5% of marks, from 55% to 50%, or an equivalent relaxation of grade, may be allowed for those belonging to SC/ST/OBC (non-cremy layer)/differently-abled and other categories of candidates as per the decision of the Commission from time to time.”

The petitioners being candidates in the SC category, are entitled

to 5% relaxation from 55%, which is the eligibility for the candidate of General category. 5% relaxation makes the eligibility to 50.25%. The petitioners have got 50% in his Masters of Ancient Indian History Cultural Arcology. They have not got 52.25% marks and hence, as per notification dated 05.05.2016 (Annexure P-6) issued by the UGC, they are not eligible for admission.

No case for interference is made out.

Dismissed.

(RITU BAHRI)
JUDGE

11.01.2019

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