

CWP no. 1257 of 2019 (O&M) 1

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

CWP no. 1257 of 2019 (O&M)

Date of Decision : 06.03.2019

Jai Surya Madan and others

....Petitioner(s)

Versus

Union of India and others

...Respondent(s)

**CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR JUSTICE LALIT BATRA**

Present : Mr. Akshay Bansal, Advocate for the petitioner(s)

Mr. Alok Kumar Jain, Advocate for UOI

Mr. Ranvir Sood, Advocate for respondent no.4

Mr. Lalit Kumar, Advocate for respondent no.5

MAHESH GROVER, J.(ORAL)

Affidavit of Krishan Kumar Jatian, Registrar, Shri Krishna Ayush University, Kurukshetra on behalf of respondent no.4 has been filed in the Court today and the same is taken on record. A copy thereof has been supplied to the counsel opposite.

On an earlier occasion, National Commission of Ayurveda approached this Court by way of a writ petition no.26 of 2019 wherein this Court passed the following order on 4.1.2019:-

“In the meantime, respondent-University is directed to extend the time till 10.1.2019.”

The University was directed to extend the time till 10.1.2019 for

which purpose they published a notice in several newspapers on 9.1.2019 and prescribed the time till 11:00 A.M on 10.1.2019.

The petitioners who were students desirous of getting admission have filed the instant petition with a plea that the delay in publication of the notice and the time prescribed virtually rendered the process illusory.

We had issued notice in the present petition and initially the University did not respond in time and eventually on 8.2.2019 this Court expressed its displeasure at the lax attitude of the University. We had summoned the Registrar of the University to seek an explanation of the delay caused in publication which virtually frustrated the process and the intent of orders of this Court.

During the course of hearing, Sh. Krishan Kumar Jatian, Registrar, Shri Krishna Ayush University, Kurukshetra has filed an affidavit, the relevant of which is extracted herebelow:-

“3. That at this stage as per office record there are vacant seats in respondent no.5 institute for BAMS (UG) course and the University (respondent No.4) will accommodate all the five petitioners in said institution and would direct the respondent no.5 to conduct the extra classes for the petitioners to pursue their course as the respondent no.5 has no objection as per their reply.”

Since the University has agreed to accept the students' candidature, we would rest the matter here and do not feel the necessity of going into the matter any further. Let petitioners be admitted in terms of the affidavit furnished by the University.

Needless to say that the instant order has been passed on the

basis of a concession granted by the University and shall not be construed as a precedent.

Disposed of.

(Mahesh Grover)
Judge

06.03.2019
rekha

(Lalit Batra)
Judge

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