

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

**CWP No.15885 of 2019
Date of decision: 31.05.2019**

M/s Guru Nanak Education Promotion Society Petitioner

Versus

State of Punjab and others Respondents

CORAM: HON'BLE MR. JUSTICE B.S. WALIA

Present: Mr. Karan Nehra, Advocate for the petitioner.

B.S. WALIA, J (ORAL)

1. Although prayer in the writ petition is for the issuance of a writ of certiorari for directing the respondents to release the scholarship amount of ₹1,57,13,579/- as per details given vide Annexure P-34, learned counsel states that inadvertently the word “certiorari” has been used instead of “mandamus” and therefore, the writ prayed for be read as Mandamus instead of Certiorari.

Ordered accordingly.

2. Brief facts of the case leading to the filing of the writ petition are that the petitioner-College is a privately managed College and is engaged in providing and promoting education on grant of approval by the All India Council for Technical Education for imparting Technical Education vide letter dated 28.4.2014 (Annexure P-1). Learned counsel contends that the Govt. of India introduced scheme of Post Matric Scholarships for students belonging to Scheduled Castes vide Policy Annexures P-2 and P-3. The scheme is to be implemented by the State Government and Union Territory Administration, which receives 100% Central Assistance from the Government of India for the total expenditure under the Scheme over and above their respective committed

courses being run by it since 2014 till date but full reimbursement for tuition fee and non refundable compulsory fee to which the petitioner is entitled to in terms of the policy Annexures P-2 and 3 has not been released by the State of Punjab till date.

3. Learned counsel states that despite the petitioner having made numerous representations one of which is attached as Annexure P-28, no decision has been taken in respect thereto till date. Learned counsel contends that in the circumstances, the petitioner, at this stage, would be satisfied if the writ petition is disposed of by directing respondent No.3 to consider and decide the representation Annexure P-28 dated 18.04.2019 in a time bound manner.

4. Notice of motion.

5. Mr. Rajesh Bhardwaj, Sr. DAG, Punjab, who is present in Court, accepts notice on behalf of the respondent-State and states that he has no objection to the innocuous prayer of the petitioner.

6. In view of the statement of learned counsel for the parties, the writ petition is disposed of by directing respondent Nos.2 and 3 to consider and decide representation Annexure P-28 dated 18.04.2019 in accordance with rules and regulations/policies applicable as expeditiously as possible preferably within a period of three months from the date of receipt of certified copy of this order alongwith representation Annexure P-28.

May 31, 2019

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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No

(B.S. WALIA)
JUDGE