

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

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**CWP-16495-2018 (O&M)
Date of decision: 05.12.2019**

Universal Educational Society and another

.....Petitioners

versus

The All India Council for Technical Education and others

....Respondents

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Abhishek Kumar, Advocate for
Mr. Amit Jhanji, Advocate
for the petitioners.

Mr. Tribhuvan Singla, Advocate for respondents No.1 to 3.

Ms. Anju Arora, Addl. A.G., Punjab.

Mr. R.D. Anand, Advocate
for respondent No.5.

GIRISH AGNIHOTRI, J. (Oral)

The present writ petition has been filed under Article 226/227 of the Constitution of India praying for issuance of writ in the nature of mandamus directing the respondent-AICTE to grant approval for diploma course as well as to permit the Institute to admit students with intake capacity of 60 students undergraduate course.

On the other hand, petitioners had filed another writ petition i.e. **CWP-13702-2018** titled as “**Universal Educational Society and another vs. The All India Council for Technical Education and others**” challenging the order dated 10.04.2018 in that writ petition. The Division

Bench vide order dated 06.05.2019 in CWP-13702-2018, passed an order.

Relevant extract of which, is reproduced hereunder:-

“We, therefore, do not find any justification in the approach of the respondents to deny the petitioner permission to run the diploma courses on the grounds stated above. We may also emphasise that the respondents have not pointed out to any other deficiency to deprive the petitioner of permission to run a diploma course even though at the same time the institution is being permitted to run degree courses. Finding the approach of the respondents to be totally arbitrary, we set aside their action and direct that necessary permission to run the diploma courses be granted. Under the orders of the Court, we had permitted admission to the students for diploma courses and now they are on the verge of taking their examination. Consequently, We direct all the respondents to take necessary steps to grant registration to the students admitted to the college for the afore-said course and permit them to take examination. The petitioner shall apply for the permission for the Session 2019-2020 regarding which decision shall be taken within two weeks from the date of receipt of such an application.

Writ petition is disposed of as above with costs of Rs.50,000/- to be paid in the account of Poor Patient Welfare Fund of PGI – Chandigarh within a period of one month from today by respondents No.1 and 2.

All the pending applications are also disposed of.”

Today, on resumed hearing of the present writ petition, counsel for the parties make a statement that in view of the order passed by Division Bench in CWP-13702-2018, on 06.05.2019, no further orders in the present writ petition are called for.

In view of the submissions made by counsel for the parties, the present writ petition has become infructuous.

Accordingly, the present writ petition is disposed of as having become infructuous.

(GIRISH AGNIHOTRI)
JUDGE

05.12.2019
anju rani

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