

C.W.P No. 28752 of 2018 (O&M)
Date of decision: 12.03.2019

Dikhsa

.....Petitioner

Vs.

State of Haryana & Ors.

...Respondents

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

Present:- Mr. B.S. Badhran, Advocate, for the petitioner(s).

Ms. Kirti Singh, DAG, Haryana.

Mr. Jagbir Singh, Advocate, for respondent No.2.

None for respondent No.4.

MAHESH GROVER, J. (Oral)

There is no representation on behalf of respondents No. 4.

This is a petition where the petitioner seeks admission to BAMS Course in Shri Krishna Government Ayurveda College, Kurukshetra for the session commencing 2018. The petitioner secured in All India Rank number 20 but was allocated a college at Khanpur Kalan in Sonapat in the first round of counseling. The grievance stems from fact that in the 3rd round (MOP up round), some person, with lesser rank were allocated a college in Kurukshetra, which was also the choice of the petitioner. It is contended that since the person lesser in merit to the petitioner has been admitted to the college at Kurukshetra, the action of the University is flawed.

The University has put in appearance and has stated that as per the policy, once a student has been admitted/allocated a college in the first and second round of counselling, the shifting from that college to any other college was impermissible. It implies that in the final round which the University terms as

MOP up round, no shifting is permissible.

The Counsel for the University has also referred to the earlier decision rendered by us where we declined interference but left it open to the University to take a decision being a matter of policy.

Upon hearing the parties we are of the opinion that there would be no occasion to us to take a different view than the one taken by us earlier. Concededly, the petitioner was allocated a college in the first round of counselling and was desirous of change to Kurukshetra, which was obstructed by the policy of the University.

No ground to interfere is made out.

Accordingly, the present petition is dismissed.

(MAHESH GROVER)
JUDGE

March 12, 2019
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(LALIT BATRA)
JUDGE

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