

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

102+204

CWP No.22834 of 2019(O&M)

Date of Decision: September 16, 2019

Yuvraj Rana

.....Petitioner

versus

Punjab Engineering College and others

.....Respondents

**CORAM: HON'BLE MRS.JUSTICE DAYA CHAUDHARY
HON'BLE MR. JUSTICE SUDHIR MITTAL**

Present: Mr. Pardeep Solath, Advocate for the petitioner.

Mr. Ashwani Talwar, Advocate for respondent No.1.

Mr. P.K. Longia, Advocate for respondent No.2.

Mr. Anil Chawla, Advocate for respondent No.3.

SUDHIR MITTAL, J.

The petitioner had participated in the admission process for admission to Engineering Courses and was allocated a seat in the general category in the discipline of Mechanical Engineering in the Punjab Engineering College in the first round of counselling. The petitioner reported for documents verification on 01.07.2019 and deposited acceptance fee of Rs.35,000/-. Thereafter, he was told to report on 01.08.2019 for classes and that any further information would be communicated through telephone.

2. The petitioner avers that he started attending classes and on 06.08.2019, he was informed by the Professor that his admission had been

cancelled. On meeting the concerned officials, he was told that the admission had been cancelled due to non-deposit of fees of Rs.50,000/-.

3. Learned counsel for the respondents submit that in the first instance, a candidate is required to report at any reporting centre and pay the acceptance fee. Thereafter, as per Schedule of Events (Annexure 3 with the Business Rules), a candidate is required to report at the admitting institute between 19.07.2019 and 23.07.2019 and pay the remaining fee. Since the petitioner failed to report at the admitting institute and pay the requisite fee, his admission was bound to be cancelled.

4. Learned counsel for the petitioner submits that two seats are lying vacant in the discipline of Mechanical Engineering. The petitioner is a meritorious candidate as he secured admission in the first round of counselling itself. He could not report and deposit the fee during the period 19.07.2019 to 23.07.2019 as he was not aware of this requirement. A sympathetic view may be taken and directions be issued to admit the petitioner.

5. Keeping in view the fact that the petitioner is a meritorious candidate, having secured admission in the first round of counselling itself, even though the last date for admission has passed, we deem it appropriate to direct the respondents to grant admission to the petitioner in the discipline of Mechanical Engineering without advertising the unfilled seat. Such direction is being given because even if we direct advertisement of the unfilled seats, no person higher in merit than the petitioner would be available. Seven rounds of counselling were conducted and obviously, only less meritorious candidates would now be available.

6. Thus, we direct the respondents to admit the petitioner in the

discipline of Mechanical Engineering against one of the vacant seats.

7. This order shall however not operate as a precedent. Writ petition stands disposed off accordingly.

**(DAYA CHAUDHARY)
JUDGE**

**(SUDHIR MITTAL)
JUDGE**

September 16, 2019

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Whether speaking/reasoned :	Yes
Whether Reportable :	No