

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

**CWP No.28861 of 2019 (O&M)**

**Date of Decision : 24.10.2019**

Manav Institute of Education

....Petitioner

Versus

Ch.Ranbir Singh University and others

...Respondents

**CORAM : HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA**

...

Present : Mr.Gurminder Singh, Sr. Advocate with  
Ms.Harpriya Khaneka, Advocate  
for the petitioner.

**TEJINDER SINGH DHINDSA, J.(ORAL)**

**CM No.15668-CWP of 2019**

Prayer in the instant application is for preponement of the  
date of hearing in the main writ petition.

Notice in the application.

Mr.Kuldeep Sheoran, Advocate, who is present in Court,  
accepts notice on behalf of respondents No.1 and 2.

Copy of the application already stood furnished.

In view of the averments made in the application duly  
supported by an affidavit and by recording a no objection from  
counsel opposite prayer is allowed.

Date in the main writ petition is preponed from 11.12.2019  
and the same is taken on board today itself.

Application disposed of.

**CWP No.28861 of 2019**

Petitioner institute had filed the instant writ petition

assailing the action of the respondent-University in having excluded the petitioner institute from the admission process to the B.Ed.Course session 2019-20.

On 04.10.2019 while issuing notice of motion to respondents No.1 and 2, following order was passed by this Court :-

“Heard.

Notice of motion to respondent Nos.1 and 2 only at this stage. Mr. Kuldeep Sheoran, Advocate for Mr. Arun Khatri, Advocate, who is present in Court, accepts notice on behalf of respondent Nos.1 and 2 and requests for a short accommodation to file reply.

At this stage, learned counsel for the petitioner contends that inspection was carried out by the respondents contrary to the statutory proforma P-16, besides, inspection report dated 12.6.2019 was supplied only on the request of the petitioner on 5.8.2019.

Learned counsel further contends that the objections filed by the petitioner to the inspection report were rejected by the respondents whereupon the petitioner invoked the jurisdiction of this Court by way of CWP No.22983 of 2019 which was disposed of by directing the respondents to decide objections dated 5.8.2019 and on consideration, the same were rejected vide order Annexure P-15 dated 27.9.2019 but by an Authority other than the competent Authority and that too without dealing with the pleas raised in the objections. Learned counsel contends that in the

circumstances, the respondents are liable to be directed to conduct a fresh inspection as per criteria stipulated in statutory proforma Annexure P-16 and thereafter, take a decision with regard to the claim of the petitioner.

Learned counsel appearing on behalf of respondent Nos.1 and 2 states that the respondents would deal with the aforementioned submissions in the reply to be filed and if the circumstances of the case so warrant take such further action as deemed appropriate.

List on 7.10.2019.

Reply be filed on or before the date fixed.

In view of request, copy of this order be given dasti to learned counsel for respondent Nos.1 and 2 under the signatures of the Bench Secretary”

Learned Senior counsel apprises this Court of a subsequent development and issuance of letter dated 16.10.2019 by the respondent-University and in terms of which permission has been granted to continue the provisional affiliation of the petitioner institute for the academic session 2019-20 for 100 seats.

For facility of ready reference the contents of the communication dated 16.10.2019 are reproduced herewith :-

“Kind reference to the re-inspection report dated 13.10.2019 for grant of extension/continuation of provisional affiliation for B.Ed.Course (100 seats) for the academic session 2019-20.

In this regard, I have been directed to convey that the

Competent Authority has granted the permission to continue the provisional affiliation of your college with the University for the academic session 2019-20 in anticipation of the approval from Academic Council/Executive Council subject to the condition of compliance of all deficiencies within 45 days from the date of issue of this letter by the University along with Ist Class Magistrate affidavit by the college that the affiliation of the college can be withdrawn by the University at any stage, if the college found guilty of not running the college property. A copy of re-inspection report dated 13.10.2019 is enclosed herewith. Following deficiencies has to be removed within 45 days :-

1. Shortage of 11 University approved Assistant Professor.
2. Shortage of University approved Non-Teaching staff.
3. No Faculty attended orientation/Refresher course UGC-HRDC's.
4. No faculty presented papers in International/National/Regional Conference, Seminar Workshop.
5. International/National/ Regional Conference, Seminar Workshop in the college have not been organized

This is for your kind information and necessary action at

the earliest.”

Mr.Sheoran, learned counsel representing the respondent University does not dispute the issuance of letter dated 16.10.2019 or the contents thereof.

Learned Senior counsel would submit that the deficiencies that have been pointed out in the communication dated 16.10.2019 would be duly rectified within the time frame indicated in the letter.

Mr.Sheoran makes a statement that pursuant to the letter dated 16.10.2019 reproduced here-in-above, it would be open for the petitioner institute to carry out a counseling process to facilitate admission for 100 seats of B.Ed. Course for the academic session 2019-20 upto 31.10.2019.

Statement of Mr.Sheoran is accepted.

In view of the above, nothing survives for adjudication in the present petition and the same is disposed of.

24.10.2019  
dss

(TEJINDER SINGH DHINDSA)  
JUDGE

|                           |     |
|---------------------------|-----|
| Whether speaking/reasoned | Yes |
| Whether reportable        | No  |