

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

CWP-(PIL)-240-2019 (O&M)
Date of decision:- 27.11.2019

Kushagar Goyal

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAVI SHANKER JHA, CHIEF JUSTICE
HON'BLE MR. JUSTICE RAJIV SHARMA

Present:- Mr. Brijesh Kumar, Advocate,
for the petitioner.

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RAVI SHANKER JHA, C.J. (ORAL)

This petition has been filed by way of Public Interest Litigation praying for a direction to the respondent-authorities to refund the amount of re-evaluation fee to the students. The petitioner has also prayed for a direction to frame a proper mechanism/procedure to refund the re-evaluation fee. In addition, an omnibus direction has been sought to direct all the colleges affiliated to Chaudhary Devi Lal University to adopt the said mechanism for the refund of re-evaluation fee.

We have heard learned counsel for the petitioner at length.

From a perusal of the petition, it is apparent that the petitioner is not an affected party. The petition has been filed in public interest alleging non-refund of the re-evaluation fee is not in public interest.

Having heard learned counsel for the petitioner, we are of the considered opinion that there is no element of public interest involved in the issue raised by the petitioner.

The whole elaborate mechanism for re-evaluation has been put in place by the university concerned which involves administrative as well as infrastructural facilities. The minimal fee is charged for that purpose as well as for getting the copies re-evaluated from external examiners as well as other administrative costs for fresh declaration of result etc. The fee is charged to facilitate and assist the students as is therefore in the interest of all.

In these circumstances, we do not find any element of public interest in the prayer made or the petition filed by the petitioner.

The petition filed by the petitioner being meritless is accordingly dismissed.

(RAVI SHANKER JHA)
CHIEF JUSTICE

(RAJIV SHARMA)
JUDGE

27.11.2019
Amodh

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No