

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

CWP-10612-2020 (O&M)
Date of decision:- 24.07.2020

Dr. Sonali Devgan

...Petitioner(s)

Versus

State of Punjab and others

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE RAVI SHANKER JHA, CHIEF JUSTICE
HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Anupam Bhardwaj, Advocate,
for the petitioner.

Ms. Monica Chhibbar Sharma, Sr. DAG, Punjab.

Mr. Nitin Kaushal, Advocate,
for respondent No. 5.

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RAVI SHANKER JHA, C.J. (ORAL)

With the consent of learned counsel for the parties, the matter is being taken up and heard via video conferencing (Webex App software).

This petition has been filed by the petitioner praying for a direction to the respondents to grant admission to the petitioner in the Post-Graduate/MD/MS Course 2020 under the sports category.

It is alleged that the petitioner has appeared in the NEET-PG 2020 examination and has secured 281 marks, whereas the cut-off marks is 275. The petitioner submits that in the years 2013 and 2015, the respondent-authorities had granted admission in the sports category for which 2% PG seats were reserved. It is submitted that the petitioner, who falls within the sports category, is entitled to the same benefit and relief that was granted to candidates in the years 2013 and 2015.

Ms. Monica Chhibbar Sharma, learned Senior Deputy

4 submits that there is no provision of reservation for sports quota candidates under the present admission rules that have been notified by the State of Punjab on 14.02.2020. It is submitted that 2% sports quota provided for admission to PG course was challenged before this Court in a group of writ petitions the lead case being CWP-4324-2015 titled as *Dr. Mitthat and others Vs State of Punjab and others* which was allowed by a Division Bench of this Court on 13.04.2015 and provision as regards 2% reservation in sports category was set aside. Thus, it is submitted that since then, there is no provision for granting reservation to sportsmen as the sports quota has been abolished. It is submitted that in the circumstances, the petition filed by the petitioner is mis-conceived and deserves to be dismissed.

Having heard learned counsel for the parties and in view of the fact that there is no provision in the rules providing for 2% sports quota for admission in the PG course and in view of the fact that the provision for prescribing 2% sports quota has already been quashed by the Division Bench of this Court on 13.04.2015, we are of the considered opinion that the petitioner has no statutory or any other right to claim admission in the PG course under the sports category.

The petition filed by the petitioner being meritless is accordingly dismissed on this short ground as no other issue has been raised/pressed before this Court.

(RAVI SHANKER JHA)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

24.07.2020
Amodh

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