

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-11369-2020(O&M)

(Heard through VC)

Date of decision: 10.08.2020

Rasik Dahiya

....Petitioner

V/s.

State of Haryana and others

.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI.

Present: Mr. Ramandeep Singh, Advocate for the petitioner.

Ms. Mamta S. Talwar, DAG, Haryana.

Mr. M.S.Longia, Advocate for respondent No. 2.

Mr. Nilesh Bhardwaj, Advocate for respondent No.3.

Ritu Bahri, J. (Oral)

By this petition, the petitioner is seeking setting aside the date sheet dated 10.07.2020 (Annexure P-7) issued by Respondent University vide which the Respondent University has directed the conducting of examinations for B.D.S. Course.

Learned counsel for respondent No. 3 submitted that earlier examinations of M.B.B.S., M.D. and B.A.M.S. have been successfully conducted after issuing necessary instructions. He has referred to instructions dated 10.08.2020 (R-1 is taken on record) to contend that these instructions have been issued in the same manner for conducting examinations of B.D.S. course.

Learned counsel for respondent No. 2 has referred to a judgment passed by this Court in **CWP-9147-2020** titled as ***Dental Surgeons Association of India and another V/s. State of Punjab and others***, decided on 06.07.2020, to contend that similar prayer was made for

cancellation of MDS and BDS examinations. However the writ petition was dismissed by referring the judgment of Hon'ble Supreme Court passed in *SLP (Civil) No. 13461 of 2020* titled as *Maghi Devi v/s. Union of India and others* wherein it was held that since the High Court has issued necessary directions to follow the protocol specified by the Central Government/State Government, the Universities/Boards will proceed as per schedule. Further, the respondent/university itself is a medical college and is capable of maintaining the protocol, no ground is made to quash the examination.

Keeping in view the observations made in order dated 06.07.2020, this writ petition is also dismissed in the same terms.

Pending application (if any) stands disposed of.

10.08.2020

Divyanshi

RITU BAHRI
(JUDGE)

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No