

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

**CWP-2274-2020 (O&M)
Date of decision : 07.04.2021**

TINKU AND OTHERS

...Petitioners

Versus

STATE OF HARYANA AND OTHERS

...Respondents

**CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN
HON'BLE MR. JUSTICE VIVEK PURI**

Present: Mr. Rakesh Talukdar, Advocate for the petitioners

Mr.Vivek Saini, Addl.AG, Haryana
for respondent Nos. 1 and 2.

None for respondent No.3

Mr. Amit Mehta, Advocate and
Ms. Shruti Munjal, Advocate for respondent No.4

Mr. H.L. Tikku, Sr. Advocate with
Mr. Samir Rathaur, Advocate for respondent No.5

Mr. G.S. Bedi, Advocate and
Mr. Pawandeep Singh, Advocate for respondent No.7

Mr. Akshay Bansal, Advocate for respondent Nos.6 and 14.

Mr. Kamal Sehgal, Advocate for respondent No. 13.

None for respondent Nos.11 & 15.

Mr. N.R. Dahia, Advocate for respondent No.16.

Mr. Salil Sabhlok, Advocate for respondent No.17-UGC

Mr. Ravi Sharma, Standing counsel AICTE
for respondent No.18.

Mr. Raja Paramdeep Saini, Advocates
for respondent No.11 and
for applicant- proposed respondent No.19 in
CM-13728-CWP-2020.

None for respondent Nos. 8, 9, 10 and 12.

JITENDRA CHAUHAN, J. (Oral)

The matter has been taken up through video-conferencing in the light of the pandemic COVID-19 situation and as per instructions.

Reply in CM-7796-2020 filed through Dr. Sunil Gupta, Joint Director, Technical Educational Department, Haryana on behalf of respondent Nos. 1 and 2 is already on record. The relevant portion of the reply reads thus:

“ 2 it is submitted that the present application moved by the petitioners have been rendered infructuous as in compliance of the order dated 26.10.2020, passed in this writ petition, Admission and Fee Regulatory Committee Haryana, vide memo No. 14-36/A&FRC dated 08.01.2021 (Annexure R-1) has fixed the fee structure for various technical courses run by private and deemed to be universities for the session 2021-22 onward. The order passed by Admission and Fee Regulatory Committee, Haryana gives option to the private and deemed to be Universities to submit their fee proposal on prescribed proforma for the academic session 2021-22 for various technical courses as per the schedule published on the website of Technical Education Department, Haryana www.techeduhry.gov.in. On receipt of the proposals of Universities the same shall be considered in accordance with the provisions of Haryana Private Technical Educational Institution (Regulation of Admission and Fee) Act, 2012. It is pertinent to mention here that before the issuance of memo and consideration of matter of fixation of fee for various

technical courses, opportunity was given to the Private and Deemed to be Universities vide Memo No. 677/40/A&FRC dated 12.11.2020, and reminder vide memo Nos. 677/204-221/A&FRC dated 02.12.2020 to furnish information regarding fee structure for the technical courses along with documents and copies of books of accounts for perusal and consideration of the Committee. The fee vide memo dated 08.01.2021 was fixed for the academic session 2021-22 onward keeping in view the fact that the admission for the academic session 2020-21 were almost over and the concerned University has already displayed the fee schedule for the academic session on its website and made admission accordingly. As per Section 11 (4) of the Haryana Private Technical Educational Institution (Regulation of Admission and Fee) Act, 2012 the fee of the student admitted in a technical course in academic year cannot be revised till completion of his course in that Private Technical Educational Institution.”

Learned counsel for the parties state that the present petition has been rendered infructuous.

Dismissed as having been rendered infructuous.

All pending civil miscellaneous applications also stand disposed of.

(JITENDRA CHAUHAN)
JUDGE

(VIVEK PURI)
JUDGE

07.04.2021
 jyoti-II

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No