

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

117

CWP No. 751 of 2022

Date of Decision:- 28.07.2022

BHAVNA THAKUR

....Petitioner

vs.

STATE OF HARYANA AND OTHERS

....Respondents

BEFORE :- HON'BLE MR. JUSTICE SUDHIR MITTAL

Present:- Mr. Rishu Garg, Advocate,
for the petitioner.

Mr. Samarth Sagar, Addl.A.G, Haryana.

Mr. Teevar Sharma, Advocate,
for respondents No. 3 to 5.

Sudhir Mittal, J. (Oral)

The petitioner joined the B.Sc. Nursing Course in the year 2010. The duration of the Course was four years. The petitioner could not complete the Course as she failed in the paper of Administration in the fourth year. The present writ petition has been filed for grant of mercy chance as despite a mercy chance having been notified, the petitioner was not permitted to take the same.

A perusal of the record shows that the Indian Nursing Council published a notification dated 15.03.2019 allowing a mercy chance/relaxation of maximum time period to those candidates who were able to qualify a basic examination conducted (for the purpose by the respective State Nursing Council). Thereafter, a communication dated 26.09.2019 was addressed to the petitioner specifically informing her of the notification, yet, no steps were taken by the petitioner to avail the said opportunity. Representation dated 21.11.2019 was

submitted to the Hon'ble Education Minister of Haryana complaining that despite various representations mercy chance was not provided. Reliance is placed upon the averments in the representation to submit that the petitioner had applied pursuant to notification dated 15.03.2019 but was not given any opportunity. This submission is not entitled to be accepted as the record does not disclose so. Had the petitioner approached the concerned quarters for availing the mercy chance, there would have been correspondence in that regard. Moreover, once a public notice is being issued, there is no logical reason for depriving the petitioner of the benefit thereof.

It is obvious that the petitioner has approached this Court with the fond hope of succeeding in a gamble. Students who are not serious about their own welfare, will not be granted any indulgence by this Court.

The writ petition has no merit and is dismissed.

July 28, 2022

poonam

(SUDHIR MITTAL)

JUDGE

Whether Speaking/Reasoned

Yes

Whether Reportable

No