

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

Sr. No.122

**Civil Writ Petition No.2332 of 2022
Date of Decision : February 09, 2022**

Akshita Singh

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. U.K. Agnihotri, Advocate with
Mr. Rajiv Kumar Saini, Advocate, for the petitioner.

SUDHIR MITTAL, J. (ORAL)

The petitioner has failed the supplementary examination for Part-II of the third professional. Her request for grant of grace marks or/and re-evaluation of her papers has been rejected. Reason given is that grace marks cannot be granted as the policy prescribes for award of the same only if a student has failed in one subject. Here, the petitioner has failed in two subjects. There is no policy for re-evaluation and thus, the prayer for re-evaluation also cannot be accepted.

Learned counsel for the petitioner has submitted that Vice-Chancellor of the University has the power to order re-evaluation in case a mistake is brought to his notice. Mistakes are apparent on the record and thus, the passing of the impugned order is illegal.

To point out the mistakes, reference has been made to para 18 of the writ petition. A perusal thereof shows that the mistakes referred to therein, are not mistakes apparent on the record. It is in fact an issue of evaluation of the answer and only a subject expert is competent to do so. A

subject expert has in fact evaluated the answers and has given marks. If the same is not to the satisfaction of the petitioner, it cannot be called a 'mistake' which is liable to be corrected in exercise of powers of the Vice-Chancellor.

The writ petition has no merit and is dismissed.

February 09, 2022

Ankur

(SUDHIR MITTAL)
JUDGE

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