

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

(216)

CWP-951-2023

Date of decision: - 03.07.2023

Parmeesh Kaur Bansal**....Petitioner****Versus****State of Punjab and others****.....Respondents****CORAM : HON'BLE MR. JUSTICE VIKAS BAHL**

Present:- Mr. Chandra Kumar Jha, Advocate
for the petitioner.

Mr. Sanjeev Soni, Additional Advocate General, Punjab
for respondent No.1.

Mr. Nitin Kaushal, Advocate
for respondents No.3 to 5.

None for respondents No.2 & 6.

VIKAS BAHL, J. (ORAL)

1. Present writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of certiorari for quashing the letter dated 18.11.2022 (Annexure P-12) issued by respondent No.5 vide which re-evaluation of the answer sheets has been declined.

2. Learned counsel appearing on behalf of respondents No.3 to 5 has raised an objection that in paragraph 7 of the reply filed by respondents No.3 to 5, it has been specifically stated that as per Clause 7.4 of the University Calendar Volume-II 2006, re-evaluation of answer

books will not be admissible in any examination of any faculty. It is further submitted that as per settled law, once re-evaluation is specifically prohibited by Clause 7.4 of the University Calendar Volume-II 2006, then, the petitioner cannot seek re-evaluation.

3. Faced with the above situation, learned counsel for the petitioner seeks to withdraw the present writ petition with liberty to file a fresh petition, if so advised, after laying challenge to the said Clause 7.4 of the University Calendar Volume-II 2006. Learned counsel for the petitioner has, however, prayed that respondents No.3 to 5 be directed to supply a complete copy of the University Calendar Volume-II 2006 and for which, the petitioner is ready to deposit the necessary fees/expenses.

4. Learned counsel appearing on behalf of respondents No.3 to 5 has fairly submitted that respondents No.3 to 5 would supply a complete copy of the University Calendar Volume-II 2006, which contains Clause 7.4 in case the petitioner is ready to deposit the necessary fees/expenses for the same on the date fixed and comes to the office of the Registrar, Baba Farid Univeristy of Health Scicence/respondent No.3, on any working day.

5. Keeping in view the above-said facts and circumstances, the present writ petition is dismissed as withdrawn, with liberty to file a fresh petition after challenging Clause 7.4 of the University Calendar Volume-II 2006, if so advised.

6. Respondents No.3 to 5 are directed to supply a complete copy of the University Calendar Volume-II 2006 on 12.07.2023, on the date when the petitioner or her representative goes to the office of the

Registrar, Baba Farid University of Health Science/respondent No.3.
Petitioner or her representative would deposit the necessary fee for
getting a complete copy of the University Calendar Volume-II 2006 and
on depositing the fee, the same would be supplied to the petitioner or her
representative.

July 03, 2023
naresh.k

(VIKAS BAHL)
JUDGE

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