

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-1483-2019

Date of decision : 10.04.2023

DAV College Trust and Management Society and another

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr.Rajdeep Singh Cheema, Advocate
for the petitioners.

Mr.Yadwinder S. Bhangu, AAG, Punjab
for respondents no.1 to 3.

Ms.Indira, Advocate and
Mr.H.S.Oberoi, Advocate
for respondent no.4.

VIKAS BAHL, J.(ORAL)

This is a civil writ petition filed under Article 226 of the Constitution of India for issuance of writ in the nature of mandamus directing the respondents to release the amount of Rs.2,83,31,675/- being the amount due to the petitioners institute under the scheme of Post Matric Scholarships to the students belonging to scheduled castes for the years 2014-15 to 2017-18.

Learned counsel for the petitioners has prayed that the petitioners be permitted to withdraw the present writ petition with liberty to file a detailed and comprehensive representation to respondent no.2 and further prayed that respondent no.2 be directed to decide the said representation in a time bound manner, in accordance with law, after giving

personal hearing to the representative of the petitioners.

Learned State counsel has submitted that he has no objection to the said course of action.

Keeping in view the above, the present petition is dismissed as withdrawn with liberty to the petitioners to file a detailed and comprehensive representation to respondent no.2 and respondent no.2 is directed to consider the said representation, in accordance with law, within a period of two months from the date the said representation is submitted to respondent no.2. Respondent no.2 would also give personal hearing to the representative of the petitioners and in case after hearing representative of the petitioners, respondent no.2 is of the opinion that the claim made by the petitioners is genuine, then the necessary amount be released to the petitioners, in accordance with law, as expeditiously as possible and in case respondent no.2 is of the opinion that the claim made by the petitioners or part of the same is liable to be rejected then a speaking order regarding the same be passed within a period of two months from the date of submission of said representation.

It is made clear that this Court has not given any opinion on the merits of the case and respondent no.2 would consider the case independently, in accordance with law.

(VIKAS BAHL)
JUDGE

April 10, 2023
Davinder Kumar

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