

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(118)

CWP-5115-2023

Date of decision: - 15.03.2023

Inderpal Singh

....Petitioner

Versus

Guru Nanak Dev University and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. B.B.S. Randhawa, Advocate
for the petitioner.

Mr. M.K. Dogra, Advocate
for the respondents.

VIKAS BAHL, J. (ORAL)

This writ petition has been filed under Articles 226/227 of the Constitution of India, seeking a writ in the nature of mandamus for directing the respondents to grant an effective opportunity to the petitioner to submit his Second Semester tuition fee of B.Tech. (Civil Engineering Batch 2022-2026), on account of bona-fide difficulty.

Learned counsel for the petitioner has submitted that the petitioner is a student of B.Tech. (Civil Engineering) in department of Civil Engineering of Guru Nanak Dev University, Amritsar and after the examination of first Semester, he appeared in the second semester and has annexed a copy of the ID card regarding the same. It is further submitted that the last date for submitting the fee for the second semester was

10.02.2023 alongwith late fee charges of Rs.5,000/-. It is also submitted that on account of financial difficulty, the petitioner could not submit the tuition fee within the above-said date and is now ready to submit the tuition fee as well as the late fee charges of Rs.5,000/- within a period of one week from today. It is stated that in case the petitioner is not permitted to submit the said tuition fee, then, future of the petitioner would be in jeopardy. In support of his arguments, learned counsel for the petitioner has relied upon an order passed by this Court in case titled as **“Akshnoor Kaur Vs. Guru Nanak Dev University and another”**, ***passed in CWP-3593-2023, decided on 21.02.2023.***

Learned counsel appearing on behalf of respondents No.1 and 2 has submitted that the last date for payment of fee alongwith penalty of Rs.5,000/- was 10.02.2023 and thereafter, there is no provision for accepting the late fee, thus, the plea of the petitioner was not accepted.

This Court has heard learned counsel for the parties and has gone through the paper-book.

It is not in dispute that the petitioner is a student of B.Tech. (Civil Engineering) in department of Civil Engineering of Guru Nanak Dev University, Amritsar and after having given his examination in the first semester, is now studying in second semester and could not pay the fee for second semester uptill the last date i.e. 10.02.2023 alongwith late fee charges of Rs.5,000/- on account of financial difficulty. The petitioner is now ready to pay the fee alongwith late fee charges within a period of one week from today. In case the petitioner is not given this opportunity, then the future of the petitioner would be in jeopardy.

Keeping in view the above-said facts and circumstances and also the future of the petitioner, the present writ petition is allowed in the following terms: -

- (i) The petitioner or his legal guardian would approach the respondent authorities within a period of one week from today and offer the fees of the second semester alongwith penalty charges of Rs.5,000/-.
- (ii) In case the petitioner approaches the respondents within a period of one week from today with the fee of second semester alongwith penalty/late charges of Rs.5,000/-, the same would be accepted by respondents No.1 and 2.

March 15, 2023
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No