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

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CWP-5970-2023

Date of decision : 22.03.2023

Kritika

...Petitioner

Versus

Guru Nanak Dev University Amritsar and others

...Respondents

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CWP-5873-2023

Date of decision : 22.03.2023

Manmohit Singh Heir

...Petitioner

Versus

Guru Nanak Dev University and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Amarpreet Singh, Advocate for
Mr. Taqdeerjeet Singh Sidhu, Advocate for the petitioner.

Mr. M.K. Dogra, Advocate for the respondent(s)-University.

VIKAS BAHL, J. (ORAL)

By this common order, two writ petitions bearing Nos.CWP-
5970-2023 and CWP-5873-2023 shall stand disposed of.

CWP-5970-2023 has been filed by Kritika and CWP-5873-
2023 has been filed by Manmohit Singh Heir.

It is the case of both the petitioners that the petitioners are students of Bachelor of Hotel Management and Catering Technology, Semester-II and had initially been paying tuition fees regularly. It is further case of the petitioner-Kritika that she had received notice of non-payment of tuition fee amounting to Rs.17,000/- and the same could not be done on account of financial difficulty. The case of Manmohit Singh Heir is also similar inasmuch as he had received notice for non-payment of tuition fee to the extent of Rs.2500/- and has stated financial difficulty to be the reason for non-payment.

Learned counsel for the petitioner(s) has submitted that the petitioner(s) are ready to deposit their respective semester fee along with late fee of Rs.5000/- each, within a period of 7 days from today and in case, the same is not accepted then it would cause irreparable loss to the future of the petitioner(s). In support of his arguments, learned counsel for the petitioner(s) has placed reliance upon order passed by this Court in **CWP-3927-2023** titled as **Sudhanshu Kataria Vs. Guru Nanak Dev University, decided on 27.02.2023.**

Learned counsel appearing on behalf of Guru Nanak Dev University has submitted that since, the last date for payment of fee along with fine of Rs.5000/- was 10.02.2023 and there was no power vested with the University to condone any further delay, thus, the prayer of the petitioner(s) was not accepted, at that point in time.

This Court has heard learned counsel for the parties.

Both the petitioner(s) are bona fide students and have deposited

fee with respect to earlier classes/semesters but could not deposit fee for the relevant semester/year on account of financial difficulty. It is not in dispute that the last date for depositing the fee was 10.02.2023 along with late fee of Rs.5000/- and thus, there is a delay of one month and 12 days in depositing the tuition fee/balance fee by the petitioner(s). The petitioner(s) have undertaken to deposit their respective tuition fee/balance fee along with late fee of Rs.5000/-each within a period of 7 days from today. In case, the said prayer of the petitioner(s) is not allowed then the same would cause irreparable loss to the future of the petitioner(s).

Thus, keeping in view the abovesaid facts and circumstances, both the Civil Writ Petitions are allowed in the following terms:-

- i) The petitioner(s) or their legal guardian would approach the respondent-University within a period of 7 days from today and offer their respective tuition fee/balance fee for the relevant semester/year, alongwith late fee charges of Rs.5,000/- each.
- ii) In case, the petitioner(s) approach the respondent-University within a period of 7 days from today with the tuition fee of the relevant semester/year alongwith the penalty/late charges of Rs.5,000/- each, the same shall be accepted by the respondent-University.

22.03.2023

Pawan

(VIKAS BAHL)
JUDGE

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No