

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(115)

CWP-9706-2023

Date of decision: - 05.05.2023

Danish Mahajan

....Petitioner

Versus

Vice Chancellor, Guru Nanak Dev University, Amritsar and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. H.S. Taragarh, Advocate, for the petitioner.

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

VIKAS BAHL, J. (ORAL)

1. This is a civil writ petition under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing the respondents to consider the representation dated 24.03.2023 (Annexure P-16) and to allow the petitioner to deposit the University fees as per norms for the academic year 2022-2023.

2. Learned counsel for the petitioner has submitted that the petitioner is a student of the respondent-Guru Nanak Dev University and is pursuing B.Tech. (Civil Engineering) in the said University and has cleared 7th Semester and the petitioner could not deposit the 8th Semester fee, on account of communication gap and the petitioner is now ready to deposit the fee along with the late fee within a period of one week from today in case an opportunity is granted to him to do the same.

3. Learned counsel for the respondents-University has submitted that since the last date upto which the semester tuition fee

along with late fee could have been deposited was 10.02.2023 and there was no power vested with the authorities to condone any further delay, thus, the prayer of the petitioner was not accepted, at that point in time.

4. This Court has heard learned counsel for the parties and has perused the paper book.

5. The petitioner is stated to a student of B.Tech. (Civil Engineering) and has duly paid the fee upto 7th Semester and could not pay the fee for 8th semester on account of communication gap. It is stated by the petitioner that he is ready to deposit the fee alongwith late fee charges of Rs.5,000/- within a period of one week from today and in case the fee is not accepted by the respondents-University, then the future of the petitioner would be in jeopardy, inasmuch as, he will not be admitted to 8th semester and he would not be able to pursue his studies on account of the said default.

6. Thus, keeping in view the above said exceptional facts and circumstances, the present petition is allowed in the following terms:-

- i) The petitioner or his legal guardian would approach the respondent-University within a period of one week from today and offer the fee for the 8th Semester, alongwith late fee charges of Rs.5,000/-.
- ii) In case the petitioner approaches the respondent-University within a period of one week from today with the fee of 8th Semester alongwith the penalty/late charges of Rs.5,000/-, the same shall be accepted by the respondent-University.

May 05, 2023
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No