

2023:PHHC:079387-DB

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

**CWP-12208-2023**

**Date of decision: 31.05.2023**

Association of NCTE Approved Colleges Trust                      ....Petitioner

Versus

Kurukshetra University and another                      ....Respondents

**CORAM:    HON'BLE MR. JUSTICE ARUN PALLI  
               HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU**

Present:        Mr. Aashish Chopra, Senior Advocate, with  
                     Mr. Gagandeep Singh, Advocate,  
                     for the petitioner.

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**ARUN PALLI, J.** ( Oral )

The petitioner-Association has questioned the memo dated 20.09.2022 (P-4), issued by Dean of Colleges, requiring all the colleges/institutes affiliated to Kurukshetra University to deposit security money for the academic session 2022-23, for timely recovery of the funds, in the event any of the colleges/institutes is found to be guilty of misconduct. The communication dated 13.02.2023 (P-5) has also been assailed, whereby a demand of Rs.3 lakhs has been raised.

Learned Senior counsel for the petitioner asserts that the decision of the Executive Council of the University (P-4), does not stem from any statutory provision or rule/regulation, and thus, the authorities lacked any right, power and authority to make any such demand. He submits that prior to the institution of this petition, the petitioner had even served the University with a legal notice dated 15.02.2023 (P-7), but the same has failed to evoke any response.

Upon being served with the advance copy of the petition, Mr. A.S. Virk, learned counsel for the respondent-University, is present in Court. He submits that as the authorities are already in seisin of the matter, let this petition be disposed of, in the first instance, to enable the authorities to examine and deal with the concerns/grievances raised by the petitioner. He submits that appropriate orders, in accordance with law, shall be passed on the representation of the petitioner.

Learned Senior counsel for the petitioner is agreeable to the course suggested by the learned counsel for the respondent-University, and submits that respondents be directed to decide the matter within a specified time.

In the wake of the above, the petition is disposed of, in terms of the statements made by learned counsel for the parties. The matter being time sensitive, this Court is sanguine that the authorities shall deal with the concerns/grievances of the petitioner. And, appropriate orders, in accordance with law, shall be passed thereon, at the earliest, preferably within a period of two weeks from today.

**(ARUN PALLI)**  
**JUDGE**

**(MAHABIR SINGH SINDHU)**  
**JUDGE**

**May 31, 2023**  
Ak Sharma

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|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether reportable        | Yes/No |