

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(313)

CWP-26884-2017

Date of decision: - 09.03.2023

Rameshwar Dass

....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Prashant Bansal, Advocate
for Ms. Arti, Advocate, for the petitioner.

Mr. Rajneesh Chadwal, AAG, Haryana.

Mr. A.S. Virk, Advocate, for respondent No.2.

VIKAS BAHL, J. (ORAL)

This writ petition has been filed under Articles 226 & 227 of the Constitution of India for issuance of a writ in the nature of mandamus for directing the respondents to treat the petitioner as eligible for registration/enrollment in Doctor of Philosophy (Ph.D) and issue roll number to him to attend entrance examination and quash/set aside the ordinance dated 03.09.2017 (Annexure P-4) and instruction dated 16.07.2014 (Annexure P-6).

On 20.12.2018, a Co-ordinate Bench of this Court was pleased to pass the following order: -

*“Present: Mr.Sanjiv Kumar Yadav, Advocate for
Ms.Arti, Advocate
for the petitioner.
Ms.Nidhi Garg, Assistant Advocate General, Haryana.
Mr.AS Virk, Advocate for respondent No.2.*

<><><>

In pursuance to the order dated 11.12.2018 passed by this Court, Mr.AS Virk, learned counsel representing respondent No.2-Kurukshetra University has furnished the result of the petitioner in a sealed cover. The same has been opened and has been perused. Petitioner has secured 34 marks out of a total of 100 in the entrance test for admission in Ph.D. (Philosophy) in pursuance to the interim directions issued by this Court and whereby petitioner had been allowed provisionally to participate in such examination.

Mr.Virk submits that under the Minimum Standards and Procedure for award of Ph.D. Degrees Regulations, 2016 of the Kurukshetra University, a candidate has to secure at least 50% marks in Paper-I and Paper-II separately for being eligible for admission to Ph.D. Course. Learned counsel submits that since the petitioner has merely secured 34% marks in Paper-I, he would not be even eligible to participate in Paper-II leave alone claim any right for admission in Ph.D. (Philosophy).

Hearing in the instant petition is, however, deferred to 29.1.2019 on account of unavailability of the counsel for the petitioner.

(TEJINDER SINGH DHINDSA)
JUDGE “

December 20, 2018

Learned State counsel as well as learned counsel appearing on behalf of respondent No.2 have jointly submitted that in view of the said order, nothing survives in the present writ petition.

Learned counsel for the petitioner has submitted that the present writ petition has been rendered infructuous and the same may be disposed of as such.

In view of the above, the present writ petition is disposed of as having been rendered infructuous.

(VIKAS BAHL)
JUDGE

March 09, 2023
naresh.k

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No