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2023:PHHC:088258

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-22308-2020

Date of decision : 14.07.2023

Rakesh Sharma

... Petitioner

Versus

All India Council for Technical Education

... Respondents

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr.Karamveer Singh Banyana, Advocate for the petitioner.

Mr.Nitin Kaushal, Advocate for the respondent.

VIKAS BAHL, J.(ORAL)

1. This is a civil writ petition filed under Article 226 of the Constitution of India for issuance of a writ in the nature of mandamus with a direction to the respondent to round off 39.52% marks secured by him to 40% and to declare him qualified.

2. Learned counsel for the petitioner has submitted that for the grievances raised by the petitioner in the present writ petition, the petitioner be permitted to give a representation to the respondent and the respondent be directed to decide the same, in accordance with law, in a time bound manner.

3. Keeping in view the limited prayer made by learned counsel for the petitioner, the present petition is disposed of with a direction the respondent to consider the representation to be filed by the petitioner within a period of two months from the date of receipt of the said representation. In case the pleas raised by the petitioner are found to be meritorious, then necessary relief, in accordance with law, be granted to the petitioner and in case the pleas raised by the petitioner are not found to be meritorious, then a speaking order would be passed by the respondent within the aforesaid period.

5. It is made clear that this Court has not opined on the merits of the case and the respondent would consider the representation independently, in accordance with law.

July 14, 2023

Davinder Kumar

**(VIKAS BAHL)
JUDGE**

Whether speaking / reasoned
Whether reportable

Yes/No
Yes/No