

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(126)

CWP-19826-2023

Date of decision: - 06.09.2023

Manjit Singh

....Petitioner

Versus

Baba Farid University of Health Sciences and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Amandeep Singh Talwar, Advocate,
for the petitioner

Mr. Nitin Kaushal, Advocate
for the respondents-BFUHS.

VIKAS BAHL, J. (ORAL)

1. Present writ petition has been filed under Article 226/227 of the Constitution of India for the issuance of a writ in the nature of mandamus for directing respondent Nos.1 and 2 to consider the request for conducting reassessment/re-checking/re-evaluation of the marks from another examiner for the examination answer sheet of Paper-B Anatomy.
2. Learned counsel for the petitioner has submitted that for the grievance of the petitioner, the petitioner has given a representation dated 28.08.2023 (Annexure P-5) to the competent authority of the respondent-University and he would be satisfied in case the competent authority of the respondent-University considers the same in accordance with law, within a time frame and in case the pleas raised by the petitioner are found to be meritorious, then, grants him the appropriate relief.

3. Learned counsel appearing for the respondent-University has submitted that the competent authority of the respondent-University would consider the representation dated 28.08.2023 (Annexure P-5), in accordance with law and the same would be done within a period of four weeks from the date of certified copy of this order.

4. Keeping in view the above-said facts and circumstances, the present petition is disposed of with a direction to the competent authority of respondent No.1-University to consider the representation dated 28.08.2023 (Annexure P-5) filed by the petitioner within a period of four weeks from the date of receipt of certified copy of this order and in case the competent authority is of the view that the pleas raised by the petitioner are meritorious, then, the necessary relief be granted to the petitioner as expeditiously as possible. In case the competent authority is of the view that the pleas raised by the petitioner are meritless, then, a speaking order rejecting the claim be passed within the aforesaid period of four weeks.

5. It is made clear that this Court has not opined on the merits of the case and the competent authority of the respondents-University would consider and decide the matter independently, in accordance with law.

September 06, 2023
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No