

118

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

CWP-21332-2023

Date of decision: 22.09.2023

Enoch Able

...Petitioner

Versus

Baba Farid University of Health Sciences and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Rahul Sharma-I, Advocate for the petitioner.

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 certiorari for quashing the impugned result card of the petitioner dated 18.08.2023 (Annexure P-1) whereby the petitioner has been shown as “Fail in Last Chance” in the subject of Physiology.

2. Learned counsel for the petitioner has submitted that for the grievances raised by the petitioner in the present writ petition, the petitioner had given a representation dated 18.09.2023 (Annexure P-4) to respondent No.2, in which, the petitioner has made specific reference to the corrigendum dated 01.09.2023, as per which, the petitioner was required to have more than 60% marks in practical, more than 40% marks in theory and 50% marks in aggregate and the petitioner met all the said three

requirements and thus, should not have been declared as failed. It is further submitted that the petitioner would be satisfied at this stage, in case, the said respondent No.2 is directed to consider the said representation dated 18.09.2023 (Annexure P-4) in a time bound manner and in case, the pleas raised by the petitioner are found to be meritorious then to grant necessary relief in accordance with law.

3. Keeping in view the abovesaid facts and circumstances, the present Civil Writ Petition is disposed of with direction to respondent No.2 to consider representation dated 18.09.2023 (Annexure P-4) in accordance with law within a period of 10 days from the date of receipt of certified copy of the present order and in case, the pleas raised by the petitioner are found to be meritorious then respondent No.2 would grant necessary relief, in accordance with law and in case, respondent No.2 is of the opinion that the pleas raised by the petitioner are not meritorious then a speaking order rejecting the same be passed within a period of 10 days from the date of receipt of certified copy of the present order.

4. This Court has not opined on the merits of the case and respondent No.2 would consider the case of the petitioner independently and in accordance with law.

22.09.2023*Pawan***(VIKAS BAHL)
JUDGE****Whether speaking/reasoned:-****Yes/No****Whether reportable:-****Yes/No**