



CWP-11116-2024

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

**CWP-11116-2024
Date of Decision: 22.08.2024**

Renuj Sharma

..... Petitioner

Versus

Panjab University, Chandigarh and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. M.S. Sharma, Advocate for the petitioner.

Mr. Subhash Ahuja, Advocate for the respondents.

JASGURPREET SINGH PURI, J. (ORAL)

1. The present writ petition has been filed under Article 226/227 of the Constitution of India for issuance of a writ in the nature of *certiorari* for setting aside the order/letter No.D-UMC/24/502 dated 16.04.2024 passed by the Assistant Registrar, Panjab University, Chandigarh-respondent No.3 vide Annexure P-2 whereby the petitioner has been disqualified from appearing in any University Examination for two years (Four Semester Exams) i.e. Nov./Dec., 2023 to May/June, 2025 under the Regulation 5(b) appearing at Page No.10-14 of P.U. Calendar Vol., 2007 without assigning any cogent reasons and further to quash any other subsequent order if passed against him with a further prayer for issuance of writ in the nature of *mandamus* directing the respondents to provisionally allow the petitioner to appear in 2nd Semester examination issuing the Admit Card-cum-Roll Number as the petitioner already submitted all five presentations attending the classes.

2. Learned counsel for the petitioner submitted that an order dated

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16.04.2024 was passed by respondent No.3 against the petitioner vide Annexure P-2 whereby the Committee has disqualified him from appearing in the University Exams for two years on the ground that incriminating material was written on his wrist during the time of examination. Thereafter, the petitioner filed a review application vide Annexure P-3 but no such action has been taken by the Vice Chancellor to whom he has filed the aforesaid application in accordance with Rules.

3. Mr. Subhash Ahuja, learned counsel for the respondents has filed reply on behalf of the respondent-University and submitted that the review application was not decided by the Vice Chancellor. He further submitted that as per the Rules, the review application lies before the Vice Chancellor and the Vice Chancellor has power to pass an order in accordance with Rules or he may even send the matter back to the Committee for re-consideration.

4. After hearing the learned counsels for the parties, this Court is of the considered view that the alternate remedy which was available to the petitioner and accordingly he had already filed a review application but the same has not been decided by the Vice Chancellor. The present petition is therefore disposed of with a direction to the Vice Chancellor, Panjab University, Chandigarh-respondent No.1 to consider his review application in accordance with law and pass an order within a period of four weeks from today after hearing the petitioner in person or through his counsel.

22.08.2024*Bhumika***(JASGURPREET SINGH PURI)
JUDGE**

1. Whether speaking/reasoned:
2. Whether reportable:

Yes/No
Yes/No