



CWP-17831-2024

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-17831-2024
Decided on: 12.11.2024

Pravin Mori

... Petitioner

Versus

Shri Krishna Ayush University and others

... Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Sanjiv Gupta, Advocate,
for the petitioner.

Mr. Deepak Kundu, Advocate,
for respondents No.1 to 3.

JASGURPREET SINGH PURI, J. (ORAL)

1. The present writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ, order or direction especially in the nature of *certiorari* for quashing the action of the University in not permitting the petitioner to take exam of supplementary examination of BAMS (Ayurvedacharya) Second Professional without taking into consideration the mandate of law and for issuance of a writ in the nature of *mandamus* thereby giving direction to the respondents to permit the petitioner to take the exam of BAMS Part-2 (Rasashastra Evam Bhaishjya Kalpana) to be held on 01.08.2024 and permitting the petitioner to take the exam provisionally subject to decision of the present writ petition.
2. Learned counsel for the petitioner submitted that the petitioner was a student of BAMS and got re-appear in 2nd Semester and thereafter, he also availed four more opportunities as special chance including mercy



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chances. He further submitted that the petitioner may be granted one more chance because he had got re-appear only in one paper in 2nd year and now he has already cleared the 3rd year and his career will be affected.

3. On the other hand, learned counsel for respondents No.1 to 3, while referring to the reply submitted that after the petitioner was granted four more opportunities as special chance including mercy chance, there is no provision with the respondent-University to grant any extra chance. While referring to Para 6 of the reply, he submitted that the case of the petitioner has now been sent to the National Commission for Indian System of Medicine, which is empowered to grant any further chance to the petitioner and the matter is still pending before the aforesaid Commission.

4. Learned counsel for the petitioner submitted that in view of the aforesaid Para 6 of the reply, the petitioner may be permitted to withdraw the present petition with liberty to enable him to pursue his remedy before the National Commission for Indian System of Medicine where according to the reply, the matter is pending.

5. Dismissed as withdrawn with the liberty aforesaid.

12.11.2024

Bhumika

(JASGURPREET SINGH PURI)
JUDGE

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| 1. Whether speaking/reasoned: | Yes/No |
| 2. Whether reportable: | Yes/No |