

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(237)

CWP-21102-2020 (O&M)

Date of decision: - 30.01.2024

Rishi Mishra

....Petitioner

Versus

SGT University Budhera, Gurugram through its Registrar and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Shyam Manohar, Advocate
for the petitioner (Through VC).

Mr. Kamal Sehgal, Advocate
for respondents No.1 and 2.

Mr. Amandeep Joshi, DAG, Haryana.

Mr. Amit Bansal, Advocate
for Mr. A.K. Goyal, Advocate
for respondent No.5-UGC.

VIKAS BAHL, J. (ORAL)

1. Present writ petition has been filed under Article 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus for directing the respondents No.1 and 2 to return the certificates and mark-sheet of the petitioner.

2. Learned counsel for the petitioner has submitted that since the petitioner has got the certificates and mark-sheet, thus, the present writ petition has been rendered infructuous and the same may be disposed of as such.

3. Learned counsel appearing for respondents No.1 and 2 has submitted that an amount of more than ₹63,00,000/- is due from the petitioner on account of his having left the course midway and has submitted that the present order should not come in the way of respondents No.1 and 2 instituting the appropriate proceedings in accordance with law for the recovery of the said amount.

4. Keeping in view the above-said facts and circumstances, the present writ petition is disposed of as having been rendered infructuous.

5. It is made clear that the present order would not come in the way of respondents No.1 and 2 in instituting of proceeding for recovery. In case any such proceeding is initiated, it would be open to the petitioner as well as respondents No.1 and 2 and all the parties concerned to raise all pleas available to them in accordance with law and the Court concerned would adjudicate the same without being influenced by the factum of the present petition having been rendered infructuous.

6. Pending application, if any, stands disposed of in the view of the aforesaid order.

January 30, 2024
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No