



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-19125 of 2024 (O&M)
Reserved on: 13.11.2024
Date of Order:04.12.2024

Ranjodh Singh .Petitioner
Versus

Panjab University and others ..Respondents

CORAM: HON'BLE MR. JUSTICE SHEEL NAGU, CHIEF JUSTICE
HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. H.P.S.Rahi, Advocate, for the petitioner.

Mr. Akshay Kumar Goel, Advocate, for respondent nos.1 to 4.

Mr. Dinesh Kumar, Advocate, for respondent no.5.

ANIL KSHETARPAL, JUDGE

1. **BRIEF FACTS OF THE CASE**

1.1 The petitioner aspires for admission to B.A LL.B 5 years Integrated Course, whereas he has been admitted in B.Com LL.B 5 years integrated course in University Institute of Legal Studies, Panjab University, Sector 14, Chandigarh.

1.2 The first semester final examination of the course are starting from 02.12.2024.

1.3. Information Brochure-cum-Prospectus for the said course was issued in March, 2024, whereas 10.04.2024, was the last date for submission of information in the website to generate the login id and password. The petitioner applied for the Sports category for which 5% seats of total number of seats were reserved. Clause I(3)(iv) and (v) of Appendix-'D' of the prospectus are extracted as under:-

Appendix D

GUIDELINES FOR ADMISSION TO THE RESERVED CATEGORY OF SPORTS

(Candidates are advised to visit website of Sports
Department at WWW.sports.puchd.ac.in)

1. Each candidate applying for admission in this category shall, along with the admission form, will submit following documents to the concerned department and photocopy of one complete set of Admission Form, along with the all relevant documents after paging all the documents, will submit in the office of the Campus Sports, (Gymnasium Building), P.U. Chandigarh before the last date of submission of form. The candidate has to submit the form complete in all respect within stipulated date in the concerned department and in the Campus Sports department.

a) Self attested photocopy of Gradation Certificate issued by concerned State Sports Department and Sports Certificates.

b) Self attested photocopies of Class 10th and Class 10+2 and Bachelor's Detailed Marks Certificate.

c) Undertaking of sports achievements (Annexure-I) and attendance in sports grounds (Annexure- II).

3. Reservation under Sports Category is meant only for those active sportspersons who participate in the Campus, University, State, National, International level sports tournaments. Such students will be considered for admission only if:

(i) XX XX XX

(ii) XX XX XX

(iii) XX XX XX

(iv) No document will be accepted after the last date of submission of Admission Form by the Campus Sports Department. However, in case any sportsperson achieves any achievement up to June 30, 2024 he/she may submit supplementary copy of the document to the Campus Sports Department along with additional Undertaking.

(v) Sports participation in the same game in two different competitions is essential for the candidates seeking admission under this category within the prescribed period of four years i.e. from 1st July, 2020 to 30th June, 2024.

1.4. While applying before the last date, the petitioner relied upon Certificate of Participation issued by the School Games Federation of India certifying his participation in 66th National School Games, 2022-2023

Athletic Boys Under 19 held at Bhopal, Madhya Pradesh from 06.06.2023 to

09.06.2023 and 58th All India IPSC Athletic Meet Boys & Girls (Under-19), organized by The Punjab Public School, Nabha from 19.10.2023 to 21.10.2023 (Certificate of Participation). However, he neither submitted the Certificate of Merit with respect to 57th All India IPSC Athletic Meet Boys & Girls (Under-19), organized by The Punjab Public School, Nabha, between 31st October to 02nd November, 2022, nor did he submit the Sports Gradation Certificate. He appeared for Skill and Game Performance and verification of original documents. He was awarded 49 marks and placed at Sr.No. 82, as his sports achievements fell in the category at Sr. No.3 of Grade-D of Annexure-4 of the Prospectus, whereas he claims that he is entitled to 63 marks as provided in at Sr.No.2 of Grade-C. Hence, comparative analysis of Sr.No.2 of Grade-C and Sr.No.3 of Grade-D of marks allocation criteria as contained in Annexure-4 of Appendix -D of the prospectus becomes necessary which are extracted as under:-

GRADE-C	Gold Medal	Silver Medal	Bronze Medal	Participation
2.Participation in Junior National Championship/National School Games organized by National Federation of concerned sport/SGFI	X	X	X	63
GRADE-D				
3. Participation in National School Games <u>without achieving any of the first three positions</u> in Inter School Championship or nationals/Inter-zonal of KVS/NVS/CBSE/IPSC/DA V.	X	X	X	49

1.5. From the petitioner's representation, dated 25.07.2024

Annexure P-7, it is evident that he did not possess document Annexure P-2, i.e. Certificate of Merit of 57th All India IPSC Athletic Meet on the last date

and hence he did not submit the same. As per Clause (i) of Appendix-D, the application form with all relevant documents was required to be submitted before the last date of submission of the form. Hence, the document Annexure P-2 cannot be considered.

2. **DISCUSSION BY THIS COURT**

2.1. Now the only question that remains for consideration is “as to whether the petitioner is entitled to 63 marks or 49 marks?

2.2. On casual reading, Sr. No.2 of Category-C and Sr. No.3 of Grade-D appears to be same. However, on careful reading, it is evident that both the clauses are different. Category-3 of Grade-D states that if participation in National Games is without achieving any of the first three positions in Inter School Championship or National/Inter-Zonal KVS/NVS/CBSE/IPSC/DAV then 49 marks will be awarded, whereas if the candidate has participated in Junior National Championship/National School Games organized by National Federation of concerned sport/SGFI after achieving any of the first three positions in the qualifying sports activity, then the candidate is entitled to 63 marks. On harmonious interpretation of both the clauses it becomes evident that under Sr.No.2 of Grade-C, the candidate is required to achieve any of the first three positions in other competitions, otherwise the candidate will be placed at Sr. No.3 of Grade-D, if he has not achieved any of the first three positions in Inter School Championship or National/ Inter-Zonal KVS/ NVS/ CBSE/ IPSC/DAV. The aforementioned categories have been designed after due deliberation. The parameters or qualifications for a particular category are laid down after considering all the aspects. Though, clarity would bring transparency, however, it shall not be appropriate for a writ court to give a direction where

the rights have not been violated.

2.3 It has been put forth by the respondent-University that 20 students will have to be shifted if Sr.No.2 of Grade-C and Sr.No.3 of Grade-D are read in the manner as suggested by the learned counsel representing the petitioner. The classes have already begun and the first semester final exams are likely to start on 02.12.2024.

3. **DECISION**

3.1 Keeping in view the aforesaid facts, this court does not find it appropriate to interfere.

3.2. Hence, the writ petition is dismissed.

3.3. All the pending miscellaneous applications, if any, are also disposed of.

(ANIL KSHETARPAL)
JUDGE

(SHEEL NAGU)
CHIEF JUSTICE

04th December, 2024
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No