



203 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-23527-2023 (O&M)
Date of decision: 21.08.2024

Bhoomika Biddu

...Petitioner

Vs.

State of Haryana and others

...Respondents

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

Present: Mr. Anil Rathee, Advocate
for the petitioner.

Mr. Deepak Balyan, Addl. A.G. Haryana.

Mr. S.K. Jindal, Advocate
for respondent No.3.

Mr. Rahul Jaswal, Advocate
for respondent No.4.

Mr. Anil Kumar Sharma, Advocate
for respondent No.5.

ANIL KSHETARPAL, J.

1. After hearing learned counsel representing the parties, the writ petition was dismissed on 21.08.2024 with the observation that reasons would follow; which are recorded as under:-

(i) The petitioner herein, aspires for admission to MBBS Course in the Academic Session 2023, in a Government College under the category of Deprived Scheduled Castes. In substance,



she prays for issuance of a writ in the nature of certiorari to set aside the order dated 10.10.2023 (Annexure P-1), passed by the Chairman, Admission Committee. Presently, the petitioner is studying MBBS Course in N.C. Medical College, Israna, after having taken admission in the Management quota. She is about to complete her one year study.

(ii) The admission beyond the last date i.e. 30.09.2023, is not permissible.

(iii) This writ petition was filed on 12.10.2023, which was taken up on 17.10.2023 for preliminary hearing. After joining N.C. Medical College, Israna on 29.09.2023, she filed this writ petition. Moreover, while filing the writ petition, she did not implead the students who were going to be adversely affected, if the writ petition of the petitioner was to be allowed. Only on 27.05.2024, in her application, the students who are also studying in a Government College for the last one year were impleaded as party to the writ petition. Now, at this stage, if the writ petition filed by the petitioner is allowed, it would adversely impact the career of one of the respondent, although, he has not committed any fault.

(iv) The petitioner appears to have the financial capacity/wherewithal to pay fee under Management quota, however, the private respondents may be lacking the same



financial capacity.

(v) It has been projected by the respondents before this Court that during mop up round, all the vacant seats were incorrectly thrown open and filled on merit basis while converting all vacant reserved seats into open category seats. If the Court agrees with the petitioner’s case, it would have cascading effect.

- 2. Keeping in view aforesaid facts, the writ petition is dismissed.
- 3. All the pending miscellaneous applications, if any, are also disposed of.

(ANIL KSHETARPAL)
JUDGE

(SHEEL NAGU)
CHIEF JUSTICE

21.08.2024
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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No