

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-32552-2019(O&M)
Date of decision : 24.04.2024

Suvanya Kapoor

... Petitioner

Versus

Baba Farid University of Health Sciences and others

... Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr.Prince Goyal, Advocate
for the petitioner.

Mr.Nitin Kaushal, Advocate
for respondents no.1 and 2.

VIKAS BAHL, J.(ORAL)

1. This is a civil writ petition filed under Article 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing the respondent no.3 to issue “No Objection Certificate” to the petitioner. A further prayer has been made to refund the amount of Rs.3,23,500/- deposited by the petitioner with respondent no.3.
2. Learned counsel for the petitioner has submitted that substantial relief sought by the petitioner for issuance of No Objection Certificate has been granted to the petitioner and only the second relief for refund of Rs.3,23,500/- remains. It is submitted that the present writ petition be disposed of as having been rendered infructuous but liberty be granted to the petitioner to seek alternative remedy, in accordance with law, for the purpose of said refund.

3. Learned counsel for respondents no.1 and 2 has submitted that

in case any such remedy is available including filing of suit, then liberty be granted to the respondents to raise all pleas as are available in law.

4. In view of the above, the present writ petition is disposed of granting liberty to the petitioner to seek alternative remedy, in accordance with law with respect to the second prayer of the petitioner and in case of her doing so, it would be open to all the concerned parties to raise all pleas available to them, in accordance with law.

(VIKAS BAHL)
JUDGE

April 24, 2024.
Davinder Kumar

Whether speaking / reasoned	Yes/No
Whether reportable	Yes/No