



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CWP-21616-2025 (O&M)
Date of decision: 23.09.2025

Ayush Vashisth

....Petitioner

Versus

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Varun Aryan Sharma, Advocate,
for the petitioner.

Dr. Dharminder S. Lamba, Additional A.G., Punjab.

Mr. R. Kartikea, Advocate, and
Ms. R. Akanksha, Advocate, for respondent No.2.

Mr. Deepinder Singh Walia, Advocate,
for respondent No.3.

Ms. Mona Yadav, Advocate, for
Mr. Ranjit Singh Kalra, Advocate,
for respondent No.4.

KULDEEP TIWARI, J. (Oral)

1. The petitioner, who is pursuing Bachelor of Ayurvedic Medicine and Surgery Course (BAMS), with respondent No.3-College, which is affiliated to respondent No.2-University, has approached this Court by filing the instant writ petition, under Article 226 of the Constitution of India, as he was not allowed to take 4th/final year examinations, which were scheduled for June, 2025, by the respondent No.3. Further, a prayer is made for issuance of a Mandamus upon respondents No.2 and 3, to provide a one-time golden chance, to enable the petitioner to appear in the 4th/final year examinations.



2. A Coordinate Bench of this Court, while issuing notice of motion on 30.07.2025, had drawn the hereinafter extracted order:-

“Learned counsel for the petitioner submits that the petitioner was prevented from appearing in the 4th year final examination, which was held in the month of June, 2025 by the respondents without giving any valid reasons and justification, hence the petitioner be given another chance to appear in the said examination so that the study which the petitioner has already undertaken should not go wasted and petitioner’s degree will be not delayed.

Notice of motion.

Mr. TPS Chawla, Sr. DAG, Punjab, accepts notice on behalf of the respondent-State.

Mr. R. Kartikeya, accepts notice on behalf of the respondents-University and submits that the Secretary of the respondent No. 3- college concerned has been called so that he can explain as to why the petitioner has not been allowed to appear in the 4th year final examination which was held in the month of June, 2025 despite the fact that roll number for the said examination was duly sent to the petitioner, but as of now, no response has been received from the College.

Respondent No. 3-College is directed to file a specific affidavit to the extent that inspite of issuance of roll number to him , why the petitioner was not allowed to appear in the 4th year final examination, which exam was held in the month of June, 2025 alongwith the ground taken by respondent No. 3-college for seeking ‘no objection certificate’ from the petitioner as well as the reason for denying the said ‘no objection certificate’, so that the appropriate order in the present petition can be passed.

Adjourned to 11.09.2025 to await service of other respondents.”



3. In pursuance of the order (supra), Mr. Deepinder Singh Walia, Advocate, has caused appearance on behalf of contesting respondent No.3, and filed a written statement, which is taken on record. A copy thereof has also been supplied to the learned counsel for the petitioner.

4. At the outset, he submits that the petitioner was having less than 75% attendance, and was also required to deposit the tuition fee. Accordingly, the petitioner was directed to submit an undertaking/sworn-in-affidavit that he would deposit the entire fee, and also for claiming relaxation in 75% attendance. However, instead of adhering to the abovesaid condition, he filed a complaint with respondent No.2-University, which, in turn, directed the respondent-College to allow the petitioner to take the examinations, vide communication dated 19.06.2025 (Annexure R-3/6). In compliance thereto, the respondent College, on the very next date, intimated the petitioner that he was allowed to appear in the examinations. However, he did not opt to take the examinations, and therefore, he is not entitled to agitate the matter, at this stage.

5. Learned counsel for the petitioner, on the other hand, submits that even if the petitioner had appeared midway in the examinations, which commenced from 17.06.2025, still he would be required to take supplementary examinations in the month of December, 2025.



6. Faced with the above, learned counsel for respondent No.3, fairly submits that the petitioner can still appear in the examinations, which are slated in December, 2025.
7. Learned counsel for the petitioner, on instructions, accepts the abovesaid proposal. However, he submits that as regards the issue of tuition fee, the same has already been deposited by the petitioner, and he shall also deposit the hostel fee, in terms of Annexure R-3/8.
8. In view of the abovesaid admitted position, this Court is not required to delve any further into the matter. Accordingly, the **instant writ petition** is disposed of, with the following directions:-

- 1) The petitioner is allowed to take 4th/final year examinations, which are scheduled to be held in the month of December, 2025;
- 2) The petitioner shall, within a month from today, clear the entire dues, as demanded by respondent No.3; and
- 3) The petitioner is also allowed to join the Compulsory Rotary Internship, which shall be subject to the result of the examinations of 4th/final year. However, in case, the petitioner fails to clear the examinations (supra), he shall have to undergo the Internship afresh, as required under the rules in vogue.

(KULDEEP TIWARI)
JUDGE

23.09.2025
Ak Sharma

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