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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 122/2025, CM APPL. 456/2025**

SWEETY

.....Petitioner

Through: Mr. Himanshu Sharma, Mr. Varun
Sharma, Advs.

versus

UNION OF INDIA AND ORS

.....Respondents

Through: Mr. Manish Mohan, CGSC with Mr.
Jatin Teotia, Ms. Aishani Mohan,
Advs. for UOI
Mr. Sanjay Khanna, Ms. Pragya
Bhushan, Mr. Tarandeep Singh, Ms.
Vilakshana Dayma, Advs. for R-3/
NTA

CORAM:

HON'BLE MR. JUSTICE DINESH KUMAR SHARMA

ORDER

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08.01.2025

CM APPL. 457/2025 (exemption)

Exemption is allowed subject to all just exceptions.

W.P.(C) 122/2025

1. The present petition has been filed seeking following prayers;

A. A writ(s), order(s) or direction(s) in the appropriate nature of mandamus directing the respondent no.2 to allow the petitioner for choice filling, registration and payment of counselling fee on the basis of her provisional degree certificate dated 02.08.2022 in degree of B.Tech ("Dairy Technology") issued by respondent no.4

And/or



B. A writ of mandamus directing the respondent no.3 to allow the petitioner to get her online filled up information corrected in the column of graduate qualification details of her Application Form No. 241210000185, as she had done her degree of B.Tech in (Dairy Technology) from the Respondent no.4.

And/or

C A writ of mandamus directing the respondent no.2 to withdraw/cancel the rejection letter no Agril.Edn.F.no./01/71/2024-exam.cell dated 05.11.2024 being unlawful and per se illegal.

D. Pass any other further order(s) which this Hon'ble Court may deem fit and proper in the facts and circumstances of the case in favour of the petitioner in the interest of justice.

2. Issue notice.
3. Learned counsel for respondent No.1 has accepted the notice.
4. Learned counsel for respondent No.3 has accepted the notice.
5. Learned counsel for the petitioner submits that counselling has already been started from 06.01.2025 and therefore, some interim order may be passed so as to protect the interest of the petitioner. However, This Court on the face of it does not agree with the contention of the petitioner for the reasons that the petitioner had moved a representation before the ICAR for the same grievances which was responded vide a communication dated 05.11.2024 which reads as follows;



भारतीय कृषि अनुसंधान परिषद
INDIAN COUNCIL OF AGRICULTURAL RESEARCH
कृषि अनुसंधान भवन-II, पुसा, नई दिल्ली- 110012.
KRISHI ANUSANDHAN BHAWAN-II, PUSA, NEW DELHI-110012

Agril. Edn. F. No./01/71/2024-Exam. Cell Dated the 05th November, 2024

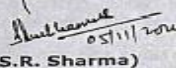
To
Ms. Sweety D/o Shri Dineshwar Sigh
VPD Bhadour, Distt: Panipat
(Haryana), Pin No. 132103
Email:sweetykhokher3@gmail.com

Sub: Request for Urgent Assistance with ICAR Ph.D. Choice Filling Process-regarding.

Madam,

Please refer to your request dated Nil on the subject cited above. In this context, it is to inform that you have yourself given the UG degree duration as 10+2+3 in the NTA registration form for appearing in the ICAR AICE-JRF/SRF (Ph.D.) 2024 entrance examination. The candidates with 10+2+3-degree duration are eligible for Ph.D. program in Dairy Chemistry, Dairy Microbiology, Veterinary Physiology/Animal Physiology, Veterinary Biochemistry/Animal Biochemistry and Veterinary Biotechnology/Animal Biotechnology only at NDRI, Karnal. For the counseling purpose, the system uses the base data provided by the NTA and it is not in the ambit of the ICAR to modify or change the base data. Needless to say that NTA had even opened the correction window to the candidates before closing the registration portal. Hence, neither the NTA nor the ICAR is responsible for the action of the candidate, as the candidate only knew about the authentic and credible information about him/herself and the information provided by the candidate is treated as final.

This is issued with approval of the Competent Authority, Agril. Edn. Division.

Yours faithfully,

(S.R. Sharma)
Controller of Examination

Phones:011-25846033 (O) E-mail: coe.icar@icar.gov.in

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6. The perusal of this, aforesaid communication indicates that it was advised that NTA has already opened the correction window for the candidates before closing the registration portal. However, petitioner for the reasons best known to her approached this Court only after the counselling has begun, since 06.01.2025. The Court has noted the tendency of certain petitioners who approach the Court at the last moment and then to press for the equity thinking thereof that no other option is available with the Court. The Court deprecates such kind of tendency.
7. Learned counsel for the petitioner submits that his writ petition may



be considered as representation by the respondent No.3 and the respondent No.3 may be directed to decide the same expeditiously as per Rules.

8. Learned counsel for the respondent No.3 submits that after the communication dated 05.11.2024, the correction window of the NTA already opened and the petitioner had an opportunity to avail the same which was not availed.
9. In view of the submissions, the present petition along with the pending application stands disposed of.
10. Let the present petition be treated as representation by the respondent No.3.
11. Respondent No.3 may be directed to dispose of the same expeditiously as per Rules.

DINESH KUMAR SHARMA, J

JANUARY 8, 2025

Pallavi/KR