2026:UHC:9907

HIGH COURT OF UTTARAKHAND AT NAINITAL

Writ Petition Misc. Single No. 3338 of 2026

30 October, 2026

BSM Law College --Petitioner

Versus

Bar Council Of India --Respondent

Presence:-

Mr. Pankaj Kumar Sharma, learned counsel for petitioner.

Mr. Sandeep Tiwari, learned counsel for respondent-Bar Council of India.

Hon'ble Pankaj Purohit, J.

By means of the present writ petition, petitioner has sought the following reliefs:-

a) *Issue a writ order or direction in the nature of Mandamus commanding and directing the respondent the Bar Council of India, to refund to the petitioner a sum of ₹6,00,023.60 (Rupees Six Lakh Twenty-Three and Sixty Paise only) deposited on 21.05.2026 under payment identification number 11000364757290 towards late fees, along with interest at such rate as this Hon'ble Court may deem fit and proper.*

b) *Issue a writ, order or direction in the nature of Mandamus commanding and directing the respondent to consider and decide the petitioner's representation dated 25.09.2026 seeking refund of the aforesaid amount by passing a reasoned and speaking order within a time-bound period fixed by this Hon'ble Court.*

2. Petitioner-institution is imparting legal education through the LL.B. Course with approved intake of 180 seats. Petitioner had already deposited the guarantee fee of ₹5,00,000 and the prescribed recognition fees for the academic sessions 2025-26, 2026-27, 2027-28, 2028-29, 2029-30 and 2030-31 and the petitioner had also obtained affiliation from University for the academic sessions 2025-26 and 2026-27. Despite the said payments and the existing affiliation of petitioner-institution, respondent required from petitioner to deposit late fees through its online portal in connection with the process relating to approval/recognition of institution. In the aforesaid circumstances, petitioner deposited a sum of ₹6,00,023.60/- on 21.05.2026 through online portal of respondent, which, according to petitioner, is

not justified in the facts and circumstances of the case, particularly when petitioner had already paid the prescribed fees and had obtained affiliation from the University for the relevant academic sessions. Thus, petitioner is before this Court.

3. Learned counsel for petitioner submits that petitioner had earlier approached this Court in WPMS No.2606 of 2026 *BSM Law College Vs. State of Uttarakhand*, whereby, while disposing the writ petition on 02.09.2026, Coordinate Bench of this Court had granted liberty to petitioner question the late fee in a separate writ petition. Thereafter, petitioner submitted a detailed representation dated 25.09.2026 to Secretary, Bar Council of India requesting the refund of aforesaid amount. Learned counsel for further submits that till date, the amount deposited by petitioner has not been refunded.

4. Learned counsel for petitioner made an innocuous prayer before this Court that if a direction is issued to respondent to decide petitioner's representation dated 25.09.2026 (Annexure No.3 to the writ petition), the ends of justice would be met.

5. Learned counsel appearing for respondent has no objection if such a direction is issued by this Court.

6. Accordingly, the writ petition is disposed of. Respondent-Bar Council of India, is directed to consider and decide petitioner's representation dated 25.09.2026 (Annexure No.3 to the writ petition) within a period of three months from the date of production of certified copy of this order.

(Pankaj Purohit, J.)
30.10.2026

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