

W. P. No. 439/2012

31.1.2012

We have heard both sides.

In the writ jurisdiction, this Court only enforces existing legal rights. It does not create new rights. Nor does it direct anybody to act contrary to law or rules.

The petitioners are students. Their B.Com result was not declared till the last cut off date for taking admission, because of which their provisional admission to the college of Respondent No. 3 was cancelled.

The admission was cancelled because on the last cut off date fixed for admission, none of the petitioners were eligible for want of essential qualifications.

This writ petition has been filed for the relief that notwithstanding the rules of admission, these petitioners should be allowed admission.

There is no principle of law shown in support of this kind of prayer. This Court cannot issue mandamus directing respondents to disregard their own admission Rules and grant admission in violation of Rules to the petitioners merely because the petitioners have chosen to file this ill-advised writ petition.

Accordingly, this petition is dismissed being without merit.

(Sushil Harkauli)  
Acting Chief Justice

(T. K. Kaushal)  
Judge

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