

हिमाचल प्रदेश सरकार

HIMACHAL PRADESH PRIVATE EDUCATIONAL INSTITUTIONS REGULATORY COMMISSION, SHIMLA.

Order Sheet

Case Called 20/2024

Dated 18.06.2025

Maharishi Markandeshwar University

V/s

Gunraj Singh Mehta

Present: For Petitioner: Mr. Ajay Singhal, Registrar

For Respondent: Mr Sunny Bansal, Advocate

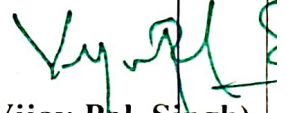
Sr. No.	Date	ORDER	Signature
1	18.06.2025	The matter was called up for hearing today. Mr Ajay Singhal, Registrar of the University appeared on behalf of petitioner and Advocate Mr. Sunny Bansal appeared on behalf of respondent. The review application was filled by the petitioner against the order dated 03.09.2024 passed by this Commission. The above-mentioned order has been challenged by the petitioner on the ground that while passing the order the Commission escaped the material point that the present respondent Dr Gunraj Singh Mehta was no more student on the date of filing the complaint, hence the complaint was not maintainable before the Commission. However, <i>“under section 114 read with order 47 of Civil Procedure Code 1908 the Review Petition can only be filed by the person where there in discovery of new and important matter or evidence which, after the exercise of due diligence was not within the knowledge of petitioner or could not be produce by him at the time when the order made or on account of some mistake or error apparent on the record or for any other sufficient reasons”</i>. Here in this case, the Commission hereby observes that the plea taken up by the petitioner that the respondent was not a student at the time of filing complaint neither a new fact nor a new evidence which was not within the knowledge of the petitioner at the time of defending the main matter. However, as per Section 2(f) of IIP-PERC Act 2010,” Student” means a person enrolled in the Private Educational Institutional for persuing a course of study	



एक कदम स्वच्छता की ओर



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		for the award of Degree, Diploma, Certificate or other academic distinction. As the respondent was the student enrolled in the petitioner University for pursuing the degree. Hence, the respondent covered under the definition of student as per Section 2(f) of HPPER Act 2010. On the observation made herein above, the Commission hereby dismissed the review petition filed by the petitioner university to recalling the order dated 03.09.2024. Therefore, the matter stands disposed off and aggrieved party may approach the appropriate forum for desired relief. File be consigned to record room. (Lalit Kumar) Member  (Vijay Pal Singh) Member
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