

**Before H. P. Private Educational Institutions Regulatory Commission,  
Shimla -171009.**

Case No: 11/2020  
(Review in Case No. 03/2020)  
Date of Institution: 20.08.2020  
Date of Decision: 06.10.2020

In the matter of Review Petition filed by APG Shimla University, Mehli Shoghi Bypass Road, Shimla (HP)-171013.

.....Petitioner

*Versus*

Sh. Subhash Thakur, Village-Behran, P.O.-Jandutta, Distt.-Bilaspur (HP)-174021

.....Respondent

**ORDERS**

A review application through email was received from Registrar, APG Shimla University, Mehli Shoghi Bypass Road, Shimla (HP)-171013 against the orders passed in case No. 03 of 2020 in the matter **Sh. Subhash Thakur**, Village-Behran, P.O.-Jandutta, Distt.-Bilaspur (HP)-174021 **versus APG Shimla University**, Mehli Shoghi Bypass Road, Shimla (HP)-171013 in which he has submitted that the verdict announced on 27.06.2020 was unjust and unfair without hearing the petitioner.

As the review application was accepted by the Commission and the matter was fixed for hearing on 25.08.2020. Dr. R K Kaishta, Registrar personally appeared on behalf of Petitioner University and none appeared for respondent. During hearing, Registrar admitted that University published an advertisement regarding Academic Scholarship Talent Hunt-2018 in Amar Ujala on 26, November 2017 according to which University will pay scholarship of tuition fee upto 2 Lakh to two toppers students of class 12<sup>th</sup> (one girl and one boy) for one year, for further study anywhere in India. He further admitted that University agreed to pay Scholarship amount to all topper students if they produce appropriate documents related to receipt of tuition fee paid to the institution for academic session 2018-19 where the students are studying. It is pertinent to mention here that scholarship amount has already paid to some of the candidates by APG Shimla University who submit their tuition fee receipt.

Further, both the parties were called for next hearing on dated 23.09.2020 in which Dr. R K Kaistha, Registrar personally appeared on behalf of Petitioner University and respondent

Sh. Subhash Thakur attended the hearing through video call. Sh. Subhash Thakur, Respondent sent all the receipts through email which were available with him. Further, the following queries have been clarified by the Commission from respondent, as follows:

**1. Did you read the 26.11.2017 newspaper vide which the advertisement was published?**

*Ans: Not read. Respondent further stated that his daughter was informed by the Headmaster of school to carry Rs. 50/- for the purpose.*

**2. Was your daughter admitted in any university during 2018-19?**

*Ans: No, she has taken admission only in coaching centre.*

**3. Did your daughter took admission in any university during 2019-20?**

*Ans: Yes, Punjab University, Chandigarh, B.Sc. (Hons) Zoology.*

**4. Have you received cheque of Rs. 10,000/- from APG University?**

*Ans: Yes*

On the scrutiny of documents submitted by both the parties, the respondent has informed the Commission that the advertisement related to Talent Hunt was conducted for the academic session 2018-19 and his daughter took admission in Punjab University, Chandigarh in the academic session 2019-20. Besides this, Dr. R K Kaishta, Registrar of petitioner university admitted that the university will pay remaining tuition fees for whole of the course i.e. B.Sc. Hons (Zoology) in addition to the amount of Rs. 10,000/- already paid to Ms. Anamica Thakur daughter of respondent.

**After hearing both the parties, the following points emerged out:**

1. Petitioner University advertised Academic Scholarship Talent Hunt-2018 for the academic session 2018-19 through Amar Ujala Newspaper on 26.11.2017.
2. Ms. Anamica Thakur didn't take admission in any university / institute during the academic session 2018-19.
3. Ms. Anamica Thakur d/o Sh. Subhash Thakur, respondent took admission in B.Sc. Hons (Zoology) course at Punjab University, Chandigarh in the academic session 2019-20.
4. Respondent received a cheque of Rs. 10,000/- from the petitioner university.

It has been come to the notice of HP-PERC that such type of Talent Hunt competitions are being organised for the collection of data which may used / misused by various institute to

put a psychological pressure on students and parents for enrolment in their respective institutions. Therefore, keeping in view the larger interest of the students community and parents thereof, the Secretary, HP Private Educational Institutions Regulatory Commission, Shimla to issue common directions to all the private educational institutions established in State of Himachal Pradesh not to conduct such kind of activities without the prior permission of Competent Authority and concerned Regulatory Bodies / Department.

Since, the dispute related to releasing of amount to the daughter of respondent and as per the statement on record and evidence in the form of documents submitted by both the parties, it is clear that Registrar, APG has already paid an amount of Rs. 10,000/- to Ms. Anamica Thakur and further agreed to release the tuition fee of Ms. Anamica Thakur for the remaining period of her course i.e. B.Sc. Hons (Zoology) for the academic year 2020-2021 & 2021-2022. At the same time, Ms. Anamica Thakur shall submit a receipt of tuition fee deposited to Punjab University, Chandigarh to the Registrar, APG Shimla University. Matter stand adjudicated, representations / applications, if any, in this matter also stand dispose off.

Orders be uploaded on website of the Commission.

Copy of orders be supplied to both the parties.

File after completion be consigned to record room.

Announced.

Sd/-  
Major General Atul Kaushik, SM, VSM (Retd.)  
**Chairman**

Sd/-  
Prof. (Dr.) Kamal Jeet Singh  
**Member**