

GAHC010075982024



**THE GAUHATI HIGH COURT**  
**(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)**

**Case No. : WP(C)/2061/2024**

EKADITYA BORA  
S/O- ARUP BORA,  
R/O- WARD NO- 9, PIN- 787001,  
P.O AND P.S- NORTH LAKHIMPUR,  
DIST- LAKHIMPUR, ASSAM

VERSUS

THE DIBRUGARH UNIVERSITY AND 3 ORS  
REP. BY THE CHANCELLOR , DIBRUGARH UNIVERSITY, PIN-786004,  
DIBRUGARH , ASSAM

2:THE REGISTRAR  
DIBRUGARH UNIVERSITY  
PIN-786004  
DIBRUGARH  
ASSAM

3:THE ACADEMIC COUNCIL  
DIBRUGARH UNIVERSITY  
PIN-786004  
DIBRUGARH  
ASSAM

4:THE CONTROLLER OF EXAMINATIONS  
DIBRUGARH UNIVERSITY  
PIN-786004  
DIBRUGARH  
ASSA

**Advocate for the Petitioner : MS. S G BARUAH**  
**Advocate for the Respondent : SC, DIB. UNIVERSITY**

**BEFORE  
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR**

**ORDER**

**Date : 03-05-2024**

Heard Ms. S. G. Baruah, learned counsel for the petitioner. Also heard Mr. Rajesh Mazumdar, learned standing counsel, Dibrugarh University, appearing on behalf of all the respondents.

2. As consented to by the learned counsels appearing for the parties, the present proceeding is taken-up for final consideration and disposal.

3. The grievance raised by the petitioner in the present proceeding pertains to the evaluation as made in respect of the answer scripts of his examination in the subject of “Intellectual Property Rights” (Subject Code of 6.4OP<sub>5</sub>) of 6<sup>th</sup> Semester and Final Semester LL.B. (Backlog) Examination, 2023, conducted by the Dibrugarh University.

4. It is the contention of the petitioner that the answers as given by the petitioner in the said paper/Subject were not properly evaluated and a perusal of the answer scripts reveals that the answers has not been considered in the manner, it was required to be so considered.

5. On the last date of hearing; this Court had required Mr. Mazumdar, learned standing counsel, Dibrugarh University, to receive instructions in the matter. Today, Mr. Mazumdar, learned standing counsel, Dibrugarh University, has fairly submitted that the

authorities of Dibrugarh University, given the facts as existing in the matter and as a special case; have decided to carry-out a fresh evaluation of the answer scripts of the petitioner wherein, it has also been decided that each and every answer as given by the petitioner in his said subject, in question, would be evaluated afresh.

6. Mr. Mazumdar, learned standing counsel, Dibrugarh University, submits that for the said purpose, the petitioner is required to submit an application before the Controller of Examinations(CoE), Dibrugarh University.

7. In view of the said concession as made in the matter by Mr. Mazumdar, learned standing counsel, Dibrugarh University; the petitioner, herein, is directed to submit a detailed representation before the Controller of Examinations(CoE), Dibrugarh University, highlighting therein his grievances in the matter and thereby, make a prayer for a fresh evaluation of the answer scripts in his said paper/Subject.

8. The authorities of Dibrugarh University, on receipt of such representation from the petitioner, shall proceed to have the answer scripts of the petitioner in his paper/Subject i.e. “Intellectual Property Rights” (Subject Code of 6.4OP<sub>5</sub>) of 6<sup>th</sup> Semester and Final Semester LL.B. (Backlog) Examination, 2023, evaluated by a Subject Expert and thereafter, communicate to the petitioner; the marks, as now scored by him in pursuance to such fresh evaluation.

9. The above process shall be initiated and completed by the Controller of Examinations(CoE), Dibrugarh University, within a period of 30(thirty) days from the date of receipt of a certified copy of this order along with the application now permitted

to be submitted by the petitioner, herein.

**10.** With the above directions and observations, this writ petition stands disposed of.

**JUDGE**

**Comparing Assistant**