

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

THURSDAY, THE 19TH DAY OF MARCH 2015/28TH PHALGUNA, 1936

WP(C).No. 8718 of 2015 (L)

PETITIONER(S):

**JOHNSON K.JOHN, AGED 22 YEARS,
S/O.JOHN, KADAVIL KIZHAKKEPUTHEN PURACKAL HOUSE,
PARUMALA P.O., PATHANAMTHITTA DISTRICT.**

BY ADV. SRI.VINOY VARGHESE KALLUMOOTTILL.

RESPONDENT(S):

- 1. REGISTRAR,
MAHATMA GANDHI UNIVERSITY,
OFFICE OF THE MAHATMA GANDHI UNIVERSITY,
P.D. HILLS, KOTTAYAM-686 001.**
- 2. CONTROLLER OF EXAMINATIONS,
MAHATMA GANDHI UNIVERSITY,
OFFICE OF THE MAHATMA GANDHI UNIVERSITY,
P.D. HILLS, KOTTAYAM-686 001.**
- 3. PRINCIPAL,
MAHATMA GANDHI UNIVERSITY
COLLEGE OF MEDICAL EDUCATION,
PUTHUPPALLY, KOTTAYAM-686 001.**

BY ADV. SRI.VARUGHESE M.EASO, SC.

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 19-03-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

rs.

APPENDIX

PETITIONER'S EXHIBITS:-

- EXT.P1 COPY OF THE MARK SHEET IN THE 3RD YEAR EXAMINATION
CONDUCTED BY THE UNIVERSITY.
- EXT.P2 COPY OF THE HALL TICKET OF SUPPLEMENTARY EXAMINATION
CONDUCTED IN 2014.
- EXT.P3 COPY OF THE APPLICATION SUBMITTED FOR REVALUATION
OF ANSWER SHEET IN PHARMACEUTICAL BIOTECHNOLOGY.
- EXT.P4 COPY OF THE RECEIPT ISSUED BY THE UNIVERSITY FOR
REVALUATION OF THE ABOVE SUBJECT.
- EXT.P5 COPY OF THE REQUEST SUBMITTED BEFORE THE VICE
CHANCELLOR DATED 16/03/2015.
- EXT.P6 COPY OF THE MARK LIST SHEET IN THE 2ND YEAR REGULAR
EXAMINATION.

RESPONDENT'S EXHIBITS:- NIL.

//TRUE COPY//

P.A. TO JUDGE

rs.

K.VINOD CHANDRAN, J

W.P.(C).No. 8718 of 2015

Dated 19th March, 2015

JUDGMENT

The petitioner is a final year regular student of the B.Pharm course conducted by respondents 1 and 2 through the 3rd respondent College. The petitioner has cleared the 1st and 3rd years. However, in the 2nd year, he failed in one subject in the regular examination conducted on the close of the said academic year. The petitioner then appeared for the supplementary examination in December-2014 and failed to qualify in that also. Now the final year examinations are scheduled to commence from 23.3.2015. The petitioner seeks that he may be permitted to provisionally appear in the said examination, since he has applied for revaluation in the failed subject.

2. It is to be noticed that it is not the

regular examination in which the petitioner has failed and now seeks provisional admittance to the next examination for reason only of pending revaluation. The petitioner had once appeared for the regular examination and failed. He failed to qualify in the supplementary examination also. In such circumstances, this Court is of the opinion that no relaxation can be granted to the Regulations of the University which mandates that all the three years should be completed successfully before appearance in the 4th semester examination.

The writ petition is found to be devoid of merit and the same is dismissed in *limine*.

Sd/-

K.VINOD CHANDRAN
Judge

Mrcs

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