

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT:**

**THE HONOURABLE MR. JUSTICE A.V.RAMAKRISHNA PILLAI**

**WEDNESDAY, THE 24TH DAY OF JUNE 2015/3RD ASHADHA, 1937**

**WP(C).No. 18197 of 2015 (Y)**  
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**PETITIONER :**  
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**BINNY JOSEPH SAMUEL,  
AGED 25 YEARS, S/O.LATE K.A.SAMUEL  
EETTI CHUVATTILE HOUSE, KARIKULAM P.O, RANNI  
PIN CODE:689 673, PATHANAMTHITTA DISTRICT.**

**BY ADVS.SRI.P.SANJAY  
SMT.A.PARVATHI MENON  
SRI.SUSEEL M.MENON  
SMT.BINI SARAMMA**

**RESPONDENTS :**  
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- 1. THE REGISTRAR (SR AND E)  
INDIRA GANDHI NATIONAL OPEN UNIVERSITY,  
MAIDAN GARHI, NEW DELHI 110 068.**
- 2. THE PRINCIPAL, MUNNAR CATERING COLLEGE,  
THACHANKERY HILLS, SOORYANELLI, MUNNAR - 685 618.**

**R1 BY ADV. SRI.MOHANAKANNAN K., SC,**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION  
ON 24-06-2015, THE COURT ON THE SAME DAY DELIVERED THE  
FOLLOWING:**

**bp**

**APPENDIX**

**PETITIONER(S)' EXHIBITS**  
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- P1: TRUE COPY OF THE CURRENT GRADE CARD STATUS OF THE PETITIONER.
- P2: TRUE COPY OF THE MARKLIST OF THE PETITIONER ISSUED BY THE SECOND RESPONDENT COLLEGE.
- P3: TRUE COPY OF THE COURSE AND CONDUCT CERTIFICATE ISSUED BY THE SECOND RESPONDENT DATED 22.01.2015.
- P4: TRUE COPY OF THE RECEIPT NO.4549 DATED 06.02.2015 ISSUED BY CMS INSTITUTE OF MANAGEMENT STUDIES, COIMBATORE.
- P5: TRUE COPY OF THE RECEIPT NO.4558 DATED 06.9.2015 ISSUED BY CMS INSTITUTE OF MANAGEMENT STUDIES, COIMBATORE.
- P6: TRUE COPY OF THE OFFER LETTER REF: CMS-IMS/MSS/JUN/2015-16/56 ISSUED BY THE CMS INSTITUTE OF MANAGEMENT STUDIES, COIMBATORE DATED 09.06.2015.
- P7: TRUE COPY OF THE LETTER DATED 18.3.2015 SENT BY THE PETITIONER TO THE FIRST RESPONDENT.
- P8: TRUE COPY OF THE MAIL DATED 08.06.2015 SENT BY THE PETITIONER TO THE FIRST RESPONDENT.
- P9: TRUE COPY OF THE JUDGMENT DATED 08.04.2015 IN WPC.6393/2015.

RESPONDENT(S)' EXHIBITS : NIL.

//TRUE COPY//

P.A. TO JUDGE

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**A.V.RAMAKRISHNA PILLAI, J.**

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W.P(C) No.18197 of 2015

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Dated this the 24<sup>th</sup> day of June, 2015

**JUDGMENT**

The petitioner is aggrieved by the inaction on the part of the first respondent in issuing degree certificate to the petitioner who has passed the Bachelor of Hotel management course from the second respondent college.

2. The petitioner alleges that he has completed and passed the course as evident from Exts.P1 to P3 documents. However, he has not been issued with his degree certificate in spite of his repeated requests by e-mail, registered post and over telephone.

3. Today when the matter came up for hearing, the learned counsel for both sides submitted that *viva-voce* examination is scheduled to be held on 26.6.2015. Therefore, the respondent university is directed to declare the results of the examination taken by the petitioner after completion of the *viva-voce* examination and

the evaluation process, and to issue degree certificate within a period of one month thereafter.

The writ petition is disposed of as above.

Sd/-

**A.V.RAMAKRISHNA PILLAI**  
**JUDGE**

krj