

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

THURSDAY, THE 23RD DAY OF JULY 2015/1ST SRAVANA, 1937

WP(C).No. 22272 of 2015 (H)

PETITIONER :

**AMNAH BINT BASHEER
AGED 19 YEARS, D/O. A.P. MUHAMMED BASHEER
RESIDING AT KURUPPATH BAQUIYATH VENMENAD
PAVARATTI P.O., THRISSUR, KERALA – 680 507.**

**BY ADVS.SRI.K.SHIBILI NAHA
SRI.SAJU RAGHAVAN
SRI.M.P.SHAMEEM AHAMMED**

RESPONDENT(S) :

- 1. UNION OF INDIA
REPRESENTED BY THE SECRETARY
DEPARTMENT OF EDUCATION (HUMAN RESOURCES)
CENTRAL SECRETARIAT, NEW DELHI – 110 001.**
- 2. CENTRAL BOARD OF SECONDARY EDUCATION
SHIKSHA SADAN, 17 ROUSE AVENUE
NEW DELHI – 110 002, REP. BY CHAIRMAN.**
- 3. OFFICER ON SPECIAL DUTY
ALL INDIA PRE-MEDICAL/PRE-DENTAL
ENTRANCE EXAMINATION UNIT
OFFICE OF THE CENTRAL BOARD OF SECONDARY EDUCATION
NEW DELHI – 110 002..**

**R1 BY ADV. SRI.N.NAGARESH, ASGI
R2 & R3 BY ADV. SRI.DEVAN RAMACHANDRAN, SC**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 23-07-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

Mn

...2/-

WP(C).No. 22272 of 2015 (H)

APPENDIX

PETITIONER'S EXHIBITS :

- EXT.P1 : COPY OF THE ADMIT CARD (ONLINE) ALLOTING EXAMINATION
CENTRE AT RAJAGIRI PUBLIC SCHOOL, KALAMASSERY, ERNAKULAM
DISTRICT.
- EXT.P2 COPY OF THE DECLARATION SUBMITTED BY THE PETITIONER.
- EXT.P3 COPY OF THE NOTIFICATION NO. CBSE/AIPMT/RE/2015-3282 DATED
9.7.2015.

RESPONDENT'S EXHIBITS : NIL

//TRUE COPY//

P.A. TO JUDGE

Mn

K. VINOD CHANDRAN, J.

W.P.(C) No.22272 of 2015 (H)

Dated this the 23rd day of July, 2015

J U D G M E N T

The very same contentions were considered in W.P.(C) No.21696/2015 and another, in which it was held in paragraph 5 thus:

“...., there shall be a direction that at the two centres indicated in the writ petitions, the Invigilator along with a woman Invigilator or another authorised officer shall be present half an hour before the examination commences. The petitioners who intend to wear a dress according to their religious custom, but contrary to the dress code, shall present themselves before the Invigilator half an hour before the examination and on any suspicion expressed by the Invigilator, shall also subject themselves to any acceptable mode of personal examination as decided by the Invigilator, but however carried on only by an authorised person of the same sex.

If the Invigilator requires the head scarf or the full sleeve garments to be removed and examined, then the petitioners shall also subject themselves to that, by the authorised person. It is also desirable that the C.B.S.E issue general instructions to its Invigilators to ensure that religious sentiments be not hurt and at the same time discipline be not compromised.”

The very same direction shall apply in the aforesaid writ petition also. Writ petitions would stand disposed of.

Sd/-
K.VINOD CHANDRAN,
Judge

jma

//true copy//

P.A to Judge