

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

THURSDAY, THE 15TH DAY OF JANUARY 2015/25TH POUSHA, 1936

WP(C).No. 35065 of 2009 (C)

PETITIONER(S):

1. NIZAM P.T.,
PALLYPATT THUMPAN HOUSE, THALAKADATHUR P.O., TIRUR
MALAPPURAM DISTRICT.

2. NAJEEB C.R.,
CHERIYA RAOH HOUSE, VELLAMUNDA P.O.
WAYANAD DISTRICT.

BY ADV. SRI.M.MUHAMMED SHAFI

RESPONDENT(S):

1. UNIVERSITY OF CALICUT,
REP. BY THE REGISTRAR, UNIVERSITY CAMPUS, THENHIPALAM
MALAPPURAM DISTRICT.

2. THE STUDENT'S GRIEVANCE REDRESSAL CELL,
UNIVERSITY OF CALICUT, UNIVERSITY CAMPUS, THENHIPALAM
MALAPPURAM DISTRICT.

3. THE PRINCIPAL, JDT ISLAM COLLEGE OF
PHARMACY, VELLIMADUKUNNU, KOZHIKODE DISTRICT.

4. THE STATION HOUSE OFFICER,
CHEVAYUR POLICE STATION, KOZHIKODE.

5. FUAD USMAN, S/O.USMAN P.V.,
16/203, PALLYVEEDU HOUSE, IDIYANGHARA
KOZHIKODE DISTRICT.

6. THE CONTROLLER OF EXAMINATION,
UNIVERSITY CAMPUS, THENHIPALAM, MALAPPURAM DISTRICT.

R3 BY ADV. SRI.C.P.MOHAMMED NIAS

GOVERNMENT PLEADER SRI.V.K.RAFEEQ.

SRI.SANTHOSH MATHEW, SC, CALICUT UTU.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
15-01-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP (C) NO. 35065/2009

APPENDIX

PETITIONERS' EXTS:

EXT.P1- TRUE COPY OF THE MARK LIST DT.25.5.2004.

EXT.P2- TRUE COPY OF THE MARK LIST DT.23.5.2006.

EXT.P3- TRUE COPY OF THE MARK LIST DT.16.5.2009.

EXT.P4- TRUE COPY OF REPRESENTATION DT.16.11.2009.

EXT.P5- TRUE COPY OF REPRESENTATION DT.16.11.2009.

EXT.P6- TRUE COPY OF REPRESENTATION OF 1ST PETITIONER DT.26.11.2009
ALONG WITH THE POSTAL RECEIPT.

EXT.P7- TRUE COPY OF REPRESENTATION OF THE 5TH RESPONDENT ALONG WITH
THE POSTAL RECEIPT DT.26.11.2009.

EXT.P8- AFFIDAVIT OF THE 5TH RESPONDENT.

/TRUE COPY/

P.S. TO JUDGE.

s1.

K. Vinod Chandran, J.

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W.P.(C)No.35065 of 2009

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Dated this the 15th day of January, 2015.

JUDGMENT

The writ petition was filed for consideration of a representation, Ext.P6 and permit the petitioners to appear in the 2nd year B.Com examinations, which was to be held in 2009. Petitioners were granted an interim order on 11.12.2009, permitting such appearance on making it provisional and subject to further orders to be passed in the writ petition. Since the prayer for permission of writing the examination was made in the context of a pending representation before the second respondent, there would be nothing further this Court can do in the above matter. It is made clear that the result of the petitioners in the examination, which was provisional, would be subject to the result of the decision made by the second respondent on Ext.P6 representation. All the contentions of the petitioners are left open. Writ petition is closed.

K. Vinod Chandran, Judge.