

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

FRIDAY, THE 20TH DAY OF NOVEMBER 2015/29TH KARTHIKA, 1937

WP(C).No. 35155 of 2015 (T)

PETITIONER(S):

**ROSE JOHNSON AGED 23 YEARS
D/O JOHNSON J.UKKEN, UKKEN HOUSE NO.62
CHANDRA NAGAR COLONY,
CHANDRA NAGAR PO, PALAKKAD DISTRICT**

BY ADV. SRI.B.S.SIVAJI

RESPONDENT(S):

- 1. THE KERALA UNIVERSITY OF HEALTH SCIENCES
REPRESENTED BY ITS REGISTRAR,
MULANKUNNATHUKAVU, THRISSUR - 680 581**
- 2. THE CONTROLLER OF EXAMINATIONS,
KERALA UNIVERSITY OF HEALTH SCIENCES
MULANKUNNATHUKAVU, THRISSUR - 680 581**
- 3. THE BOARD OF ADJUDICATION OF STUDENTS'
GRIEVANCES REPRESENTED BY ITS CHAIRMAN
KERALA UNIVERSITY OF HEALTH SCIENCES
MULANKUNNATHUKAVU, THRISSUR - 680581**

R1-R3 BY ADV. SRI.P.SREEKUMAR,SC,KERALA UTY.HEALTH &

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 20-11-2015, THE
COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

WPC NO.35155/2015

APPENDIX

PETITIONER'S EXHIBITS:

- P1: COPY OF THE MARKLIST DOWNLOADED FROM THE WEBSITE OF THE
1ST RESPONDENT
- P2: COPY OF THE COMPLAINT SUBMITTED BY THE PETITIONER BEFORE
THE 3RD RESPONDENT
- P3: COPY OF THE RELEVANT PORTION OF THE REGULATION FOR THE
MBBS COURSE

RESPONDENTS' EXHIBITS: N I L

//TRUE COPY//

P.A. TO JUDGE

JV

V. CHITAMBARESH, J.

W.P.(C) No.35155 of 2015

Dated this the 20th day of November, 2015

JUDGMENT

The petitioner contends that the internal assessment marks shall not be reckoned for the purpose of deciding the pass criteria. Reliance in this regard is placed on the decision in **Maharashtra University of Health Sciences v. Paryani Mukesh Jawaharlal and Others [(2007) 10 SCC 201]**. Ext. P2 complaint put in by the petitioner in this regard is pending consideration.

2. I direct the third respondent to consider Ext. P2 complaint in the light of the dictum in **Maharashtra University of Health Sciences v. Paryani Mukesh Jawaharlal and Others [(2007) 10 SCC 201]**. The term aggregate appearing in para 23 of the judgment aforequoted means the total marks in each paper. Final orders on Ext. P2 complaint shall be passed as early as possible.

The writ petition is disposed of.

SD/-
V. CHITAMBARESH,
JUDGE