

THE HON'BLE SRI JUSTICE SANJAY KUMAR

WRIT PETITION NO.8457 OF 2013

ORDER

The grievance of the petitioners, two in number, was with regard to the failure on the part of the Andhra Pradesh State Council of Higher Education in approving their admissions to the third respondent college for pursuing M.B.A. course on the ground that they failed to secure the minimum requisite percentage in the qualifying examination.

At the time of admission of the case on 21.03.2013, this Court directed the third respondent college to issue hall tickets to the petitioners and permit them to appear for the first semester examination. The petitioners were also given liberty to approach the Government for ratification of their admissions as they had secured less than 50% marks in the qualifying examination. Thereafter, orders were passed by this Court from time to time directing declaration of the petitioners' results and also to allow them to appear for further examinations.

As matters stand, the petitioners have already completed the course but it is stated by Sri Manav Gecil Thomas, learned counsel representing Sri Thomas George, learned counsel for the petitioners, that the results of the petitioners in all the examinations that they appeared for pursuant to the interim orders granted by this Court have not been declared. The learned counsel further states that pursuant to the liberty given to the petitioners in the first order dated 21.03.2013, the petitioners submitted an application to the Government on 22.03.2013 through the third respondent for ratification of their admissions but till date, no information has been received as to its status. It appears that the petitioners also moved a miscellaneous petition in this case in this regard seeking a status report upon their application but no orders were passed by this Court thereon.

Learned Government Pleader for Education states that the application made by the petitioners for ratification of their admissions was

prior to the bifurcation of the State and it is not known as to whether the said application was acted upon prior to such date and it would be advisable for the petitioners to make a fresh application in this regard.

In the light of the aforestated submission, the writ petition is disposed of permitting the petitioners to make a fresh application to the State of Telangana seeking ratification of their admissions. In the event such application is made, the State of Telangana shall consider the same sympathetically taking due note of the fact that the petitioners have already completed the course by virtue of the interim orders passed by this Court and keeping in mind the steps taken in similar cases by the State to ratify such irregular admissions on payment of penalty by the institution concerned. This exercise shall be completed expeditiously and in any event, not later than four weeks from the date of receipt of the representation of the petitioners seeking ratification of their admissions.

Pending miscellaneous petitions, if any, shall stand closed in the light of this final order. No order as to costs.

SANJAY KUMAR, J

9th FEBRUARY, 2016

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