

THE HON'BLE SRI JUSTICE V. RAMASUBRAMANIAN

AND

THE HON'BLE SMT JUSTICE ANIS

WRIT PETITION No. 26130 of 2016

ORDER: (*Per VRS,J*)

Aggrieved by the refusal of the 1st respondent University to grant affiliation to B. Pharmacy course, the petitioners came up with the above writ petition, challenging not only the refusal to grant affiliation, but also the Affiliation Procedure and Regulations of Jawaharlal Nehru Technological University Hyderabad of 2016.

2. Heard Mr. K. Ravi Mahender, learned counsel for the petitioners, and Mr. A. Abhishek Reddy, learned counsel for the 1st respondent University.

3. On the basis of an inspection conducted on 02.04.2016, the 1st respondent University slapped a deficiency report on 20.05.2016. The petitioners came up with a writ petition in W.P.No.23423 of 2014. In the said writ petition, an interim order was passed directing the University to look at the rectification report, give an opportunity to the College, and to pass fresh orders.

4. Pursuant to the said direction, the 1st respondent University examined the compliance report, gave an opportunity to the College

and, thereafter, passed a fresh order, dated 02.08.2016. The relevant portion of the order, dated 02.08.2016, of the University reads as follows:

“As per the orders of the Hon’ble High Court, the data submitted by the College was verified. Following are the observations:

In the deficiency report generated from the FFC report, deficiencies in faculty for various groups were indicated. Opportunity was given to college to make up the deficiencies in the appeal report uploaded by the College.

In the appeal report, the college submitted 3 candidates for compliance and 2 candidates for re-verification. Of the 3 candidates, 1 candidate has false PAN, therefore ineligible and 2 are Pharmacology specialization. In the re-verification candidates, 1 candidate is absent and 1 candidate does not have PAN CARD.

The College has not made any effort in their submission to make up the deficiencies pointed out for the said candidates.

Further, for Group-IV, Pharmacology, there are no faculty. Hence, deficiency continues.

After a thorough re-verification of the data and consideration of your representation, the University is of the view that there is no change in the fact situation or circumstances which warrant any interference/changes to the order passed vide communication dated 01.07.2016.”

5. It is contended by the learned counsel for the petitioners that the order, dated 02.08.2016, is based upon the factually incorrect details, and that after the mistakes were brought to the notice of the Vice-Chancellor, the Vice-Chancellor concurred with the same and

agreed to reconsider. But, we do not know how it is possible during the pendency of a challenge.

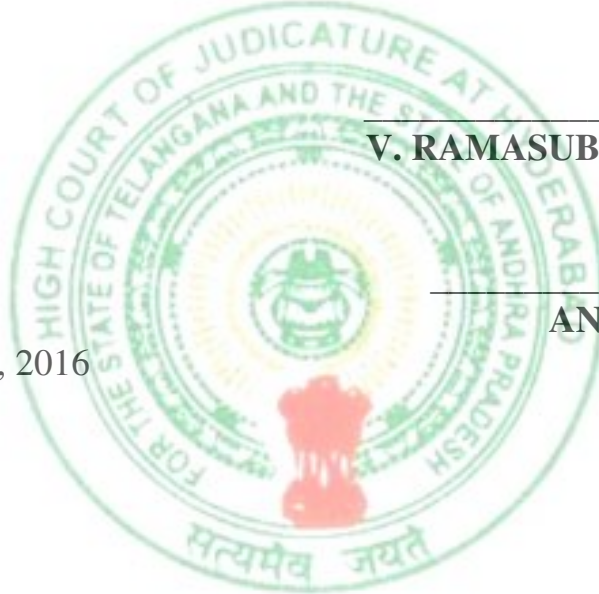
6. Be that as it may, the admissions to the current academic year are already over. Therefore, any reconsideration, either on existing material or on new material, can take place only for the next academic year. With the above observations, the Writ Petition is dismissed.

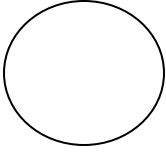
Consequently, miscellaneous petitions if any pending in the writ petitions shall stand dismissed. No order as to costs.

V. RAMASUBRAMANIAN, J

ANIS, J.

1st September, 2016
cbs





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