

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 11411 OF 2017

Sudyumna Sudeep Nargolkar

....Petitioners

V/s.

The State of Maharashtra

and Ors.

....Respondents

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Mr. P.K. Dhakephalkar, Senior Advocate i/by. Mr. Ketan Joshi, Advocate for the petitioners.

Ms. Kavita N. Solunke, AGP for respondents no.1 and 2.

Mr. S.S. Patwardhan, Advocate for respondent no.3.

Mr. S.S. Kanetkar, Advocate for respondent no.4.

CORAM :-

B.R.GAVAI &

SANDEEP K. SHINDE, JJ.

DATE :-

27TH NOVEMBER, 2017.

P.C. :-

1. Rule. Rule, made returnable forthwith. Heard, by consent of the Learned Counsel appearing for the

parties.

2. The petitioner has approached this Court since he was denied admission in respondent no.4, College.

3. The ground on which the petitioner was denied admission for Three Years LLB Course was that, there was some discrepancy in the Certificate issued by the SSC Board. Vide our order dated 11th October, 2017 we had observed that, if there is some discrepancy noticed in the SSC or HSC Certificate, the students cannot be penalised for the same.

4. In any case, we do not find that a candidate could be denied admission if there is some discrepancy in the SSC/HSC Certificate. Unless it is the case of the authority that the candidate has obtained HSC/SSC certificate fraudulently, the same cannot be made a ground for denying the admission. Admittedly, the relevant criteria for admission of a candidate to Three Years LLB Course would be as per the candidate's ranking in the CET examination. In that view of the matter, we

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WP-11411-2017-SR.37

Monday, 27.11.2017

find that the petition deserves to be allowed. Rule is made absolute in terms of the interim relief passed by this Court.

(SANDEEP K. SHINDE, J)

(B.R. GAVAI, J)