

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.09.2017

CORAM

THE HONOURABLE MR.JUSTICE K.RAVICHANDRABAABU

Writ Petition No.22183 of 2017

K.Nithin

... Petitioner

Vs.

1. The Medical Council of India  
MCI Building Pocket - 14,  
Sector - 8 Dwarka Phase-I,  
New Delhi - 110 077.
2. The Controller of Examination  
Pondicherry University  
Kalapet, Pondicherry - 605 104.
3. Sri Venkateswara Medical College Hospital &  
Research Centre,  
Ariyur, Pondicherry - 605 102. ... Respondents

Prayer:

Writ petition filed under Article 226 of the Constitution of India, for issuance of a Writ of Mandamus, directing the 2nd respondent to grant two (2) marks as grace marks towards the petitioner's theory examination of Paediatrics in the III Professional Part II MBBS June 2017 Examinations as per Medical Council of India Regulations Chapter IV 13(10) & Pondicherry University Examination Regulations 2009-2010 as claimed in the online representation dated 08.08.2017.

For Petitioner: Mr.K.Mohanamurali

For Respondents: Mr.V.P.Raman

standing counsel for R1

Mr.Stalin Abhimanyu

standing counsel for R2

O R D E R

The petitioner seeks for a mandamus directing the 2nd respondent to grant 2 (two) marks as grace marks towards the petitioner's theory examination of Paediatrics in the III Professional Part II M.B.B.S. held on June 2017 as per Medical Council of India Regulations Chapter IV 13(10) & the Pondicherry

University Examination Regulations 2009-2010, based on the representation made by him on 08.08.2017.

2. According to the petitioner, he is entitled to get such grace marks as per the University Regulations. This Court, at this stage, is not expressing any view on the claim made by the petitioner as it is for the 2nd respondent University to consider and decide, based on the University Regulations. Accordingly, the writ petition is disposed of only with a direction to the 2nd respondent to consider the representation of the petitioner dated 08.08.2017 and pass orders on the same on merits and in accordance with law, within a period of two weeks from the date of receipt of a copy of this order. No costs.

Sd/-  
Asst.Registrar (CO)

/true copy/

Sub Asst. Registrar

To

- 1.The Medical Council of India  
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Sector - 8 Dwarka Phase-I,  
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- 3.Sri Venkateswara Medical College Hospital &  
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Ariyur, Pondicherry - 605 102.

+ 2 cc to Mr.K.Mohanamurali, Advocate, SR.69123

+ 1 cc to Mr.V.P.Raman, Advocate, SR.69284

W.P.No.22183 of 2017

SR(CO)  
NR 21/09/2017

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