

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.09.2017

CORAM

THE HONOURABLE MR.JUSTICE K. RAVICHANDRABAABU

W.P.No.24322 of 2017

R.Kaviarasu

... Petitioner

vs.

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

... Respondents

PRAYER: Writ Petition filed under Article 226 of Constitution of India, to issue a Writ of Mandamus to direct the 2nd respondent to grant 2 (Two) marks as grace marks towards the petitioner's practical test paper of General Medicine 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 considering the petitioner's representation dated 10.08.2017.

For Petitioner : Mr.AR.L.Sundaresan,
Senior Counsel for
Mr.E.Koteeswaran

For Respondents : Mr.V.P.Raman,
Standing Counsel for R1.
Mr.Stalin Abimanyu,
Standing Counsel for R2.

O R D E R

The petitioner seeks for a mandamus to direct the 2nd respondent to grant 2 (Two) marks as grace marks towards the petitioner's practical test paper of General Medicine 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 considering the petitioner's representation dated 10.08.2017.

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 10.08.2017 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 (CS IV)

/true copy/

Sub Asst. Registrar

vsi

To

1. The Medical Council of India,
MCI Building Pocket - 14,
Sector-8, Dwarka Phase I,
New Delhi 110 077.
2. The Controller of Examinations,
Pondicherry University, Kalapet,
Pondicherry - 605 104.

+1cc to Mr.E.Koteeswaran, Advocate Sr. 68621

W.P.No.24322 of 2017

AR(IV)
VR(20/09/2017)