



IN THE HIGH COURT OF JUDICATURE AT MADRAS

Reserved on	11/04/2018
Delivered on	14/09/2018

CORAM:

THE HONOURABLE MR. JUSTICE **K.KALYANASUNDARAM****Contempt Petition No.1772 of 2017**

Harini

.. Petitioner

Vs.

Dr.K.Tharanikkarasu,
Controller of Examinations,
Pondicherry University,
R.V.Nagar, Chinnakalapet,
Puducherry - 14,
Puducherry State.

.. Respondent

PRAYER: Contempt Petition filed under Section 11 of the Contempt of Courts Act to punish the respondent for Contempt of Court order for disobedience of the order dated 11.05.2017 made in W.P.No.2885 of 2017, on the file of this Court.

For Petitioner : Mr.R.Sankarasubbu

For Respondent : Mr.Stalin Abimanyu
Standing Counsel**O R D E R**

Heard Mr.R.Sankarasubbu, learned counsel for the petitioner; Mr.Stalin Abimanyu, learned Standing Counsel for the respondent and perused the materials available on

record



2. This Contempt Petition has been filed alleging willful disobedience of the order passed in W.P.No.2885 of 2017, dated 11.05.2017.

3. The Writ Petition was filed seeking 7 grace marks to the subject General Medicine practical based on the direction issued in W.A.Nos.325 to 333 of 2017, dated 11.04.2017.

4. The counter affidavit filed on behalf of the first respondent reveals that the University as per Regulation 13(10) of the Regulations on Graduate Medical Regulations, 1997, could award maximum of 5 grace marks, provided the student of M.B.B.S. Course, who has failed only in one subject, but passed in all other subjects.

5. The Division Bench in the above Writ Appeals issued direction to consider the case of the appellants in those cases, by observing that the Circular dated 29.06.2016 cannot be implemented with retrospective effect. In the Review Applications in Rev.Appl.Nos.67 to 75 of 2018, the Division Bench of this Court, had issued the following clarification:-

"6. As the University has come up with the above applications for want of clarification with regard to the awarding of maximum grace marks, we make it clear that the University shall award

