

HON'BLE THE ACTING CHIEF JUSTICE RAMESH RANGANATHAN

Writ Petition No.20196 of 2011

ORDER:

The relief sought for in the Writ Petition is for a mandamus to declare the action of the respondents, in not issuing the hall ticket for the supplementary examination of the first year MBBS course, inspite of the 3rd respondent-University receiving the demand drafts dated 08.06.2011 and 10.06.2011 towards examination fee for the first year MBBS Course to be held from 19.07.2011, without just and sufficient cause and inspite of the petitioner's representation dated 28.06.2011, as arbitrary and illegal. A consequential direction is sought to the respondents to receive the tuition fee for first year MBBS Course for the referred batch to be held from 19.07.2011 on the respondents issuing a hall ticket for petitioner Register No.0864149, and to permit the petitioner to appear for the said examination.

By way of interim relief, the petitioner sought a direction to the respondents to permit him to appear for the first year MBBS supplementary examination to be held from 19.07.2011 for the subjects of Anatomy and Physiology by receiving the tuition fees. Interim direction as prayed for was granted in WPMP No.35394 of 2011 dated 15.11.2011 and in terms of the said interim order, the petitioner was permitted to appear for the first year MBBS supplementary examination to be held from 19.07.2011.

As the main relief sought for in the Writ Petition is also to declare the action of the respondents, in not issuing hall-ticket for the first year MBBS course examinations to be held from 19.07.2011, as illegal and arbitrary and, as the interim relief

granted in WPMP No.35394 of 2011 is also to permit him to appear for the first year MBBS course examinations, it is evident that the petitioner has already been granted the relief which he sought for in the Writ Petition. Further, more than 6½ years have elapsed since the petitioner had sought the relief of being permitted to appear for the first year MBBS course supplementary examinations. It is evident, therefore, that the cause in the Writ Petition does not survive necessitating any further adjudication by this Court, and the Writ Petition has become infructuous.

The Writ Petition is, accordingly, dismissed as infructuous. The Miscellaneous Petitions pending, if any, shall also stand dismissed. No order as to costs.

RAMESH RANGANATHAN, ACJ.

Date:29-03-2018.
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