

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.8169 OF 2022

Abhijeet Prakash Khot

...Petitioner

Versus

The State of Maharashtra

Thr. Secretary, Higher Education & Anr.

...Respondents

Mr.A.S. Khadeparkar a/w Mr.Rushikesh G. Bhagat i/b
Khadeparkar & Associate for the Petitioner.

Mr.Y.D. Patil, AGP for the Respondent-State.

Mr.Yuvraj Narvankar for the Respondent-University.

CORAM : S.V. GANGAPURWALA &
S.M. MODAK, JJ.

DATE : 13 JULY 2022

P.C:-

. We have heard the learned counsel for the Petitioner.

2. The learned counsel submits that the date for examination is not yet provided. The Respondent is supposed to conduct the examination in MCQ pattern as directed by the Hon'ble Minister Higher and Technical Education in its meeting dated 25-4-2022. The Respondent is further required to give 15 minutes extra time for each one hour. If the paper is of three hours then 45 minutes extra time has to be provided.

3. The Respondents are not adhering to the decision taken in the meeting dated 25-4-2022 in presence of the Hon'ble Minister. The University cannot over ride the decision taken in the meeting by the State Government.

4. The learned counsel for the University submits that the exams would commence on 25 July 2022, the examinations would be conducted following MCQ pattern. If the exam is conducted on the basis of the MCQ pattern then no question arises of giving a question bank or extra time.

5. Sofar as the grievance of the Petitioner qua holding the examination as per MCQ pattern and the date of examination is concerned the same stand redressed.

6. The learned counsel for the Petitioner submits that the direction given in the meeting dated 25-4-2022 does not make a distinction between holding the examination on the basis of the MCQ pattern or a descriptive answer. In examination 15 minutes are to be given extra for every one hour. In MCQ pattern the questions are mainly objective. In view of that, 15 minutes extra time may not be necessary. It is also submitted that the question bank has to be given, if the questions are in descriptive mode.

7. In light of the above, no further orders would be necessary.

8. Writ Petition is disposed of. No costs.

(S.M. MODAK, J.)

(S.V. GANGAPURWALA, J.)