

03-07-2023

AKG

Ct. 238

WPA 7040 of 2023

Mohinul Hassan Molla
Vs.
University of Calcutta & Ors.

Mr. K. M. Hossain

...for the Petitioner

Mr. Nilotpal Chatterjee,
Mr. Sourabh Sengupta

...for Calcutta University

Mr. Gobinda Chandra Baidya,
Mr. Gobinda Baidya

...for the Respondent No. 5.

The petitioner is a sixth semester student of B.Sc.
(General).

It is the grievance of the petitioner that though he
has appeared in the internal assessment for Population
Geography, the college mistakenly showed him as absent
in the said examination.

The college by filing affidavit has admitted its
mistake. The relevant part of the affidavit filed by the
principal is quoted below :

**“That in pursuance of the Order
dated 04/04/2023 as Your
Lordship directed to submit
affidavit, I have already submitted
the Affidavit in Opposition on
April 13, 2023 stating all material
facts therein but I forget to state
and submit the actual marked
obtained by the petitioner in
Internal Assessment Examination
for GEOG-DSE-B2, B.Sc. Semester**

–VI (General) Examination (under CBCS), 2022, where the petitioner appeared in the examination and submitted the papers in email ID of the concern website and performed very well in the subject, and if the script had been checked the aggrieved student should have been awarded 18 marks out of the 20.”

In that view of the matter, the college shall send the necessary documents to the controller of examination, respondent no. 3 within a period of one-week from date. The university will take steps in accordance with law to issue a rectified marksheet in favour of the petitioner within two weeks thereafter.

WPA 7040 of 2023 is disposed of.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties expeditiously on compliance of usual legal formalities.

(Kausik Chanda, J.)