IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE ZIYAD RAHMAN A.A.

MONDAY, THE 5TH DAY OF AUGUST 2024 / 14TH SRAVANA, 1946

WP(C) NO. 25530 OF 2024

PETITIONERS:

1 MERIN MATHEW
AGED 17 YEARS
D/O. LATE MATHEW, VALLATIL HOUSE, AMAYANNOOR P O, KOTTAYAM - 686019 (MINOR) REPRESENTED BY HER MOTHER AND NATURAL GUARDIAN SMITHA CHERIAN, W/O. LATE MATHEW GEORGE, AGED 46 YEARS, VALLATIL HOUSE, AMAYANNOOR P O, KOTTAYAM, PIN – 686019

2 AIBY MANOJ
AGED 18 YEARS
D/O. MANOJ, EZHAPARAMBIL HOUSE, KIZHAPARAYAR P.O., KOTTAYAM DISTRICT, PIN – 686578

BY ADVS.
P.C.HARIDAS
V. ARJUN

RESPONDENTS:

1 STATE OF KERALA
REPRESENTED BY ITS SECRETARY TO THE DEPARTMENT OF HIGHER EDUCATION, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM, PIN – 695001

2 KERALA UNIVERSITY OF HEALTH SERVICES
TRISSUR-680596 REPRESENTED BY ITS REGISTRAR,
PIN – 680596

3 ASSOCIATION OF THE MANAGEMENTS OF CHRISTIAN SELF FINANCING NURSING COLLEGES OF KERALA
AMCCSFNCK BHAVAN, JANATHA STADIUM ROAD,
PALARIVATTOM PO, ERNAKULAM-682025
REPRESENTED BY ITS SECRETARY, PIN – 682025

4 MARSLEEVA COLLEGE OF NURSING
PALA, CHERPUNKAL PO, KOTTAYAM-686584
REPRESENTED BY ITS PRINCIPAL, PIN – 686584

BY ADV

ADV TONY GEORGE KANNANTHANAM
SMT. SAROJINI K.G, GP
SRI.BINNY THOMAS SC,KERALA UNIVERSITY OF HEALTH SCIENCES

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 05.08.2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

JUDGMENT

The petitioners have approached this Court being aggrieved by the denial of eligibility certificate by the 2nd respondent University, as according to the University, the print out of the mark list taken from the Digilocker, the official mobile app of the Government, is not accepted. When the matter came up for consideration before this Court on 15.07.2024, an interim order was passed by this Court, which reads as follows:

> *"Admit. The learned Government Pleader takes notice for the 1st respondent, the learned Standing Counsel takes notice for the 2nd respondent and issue urgent notice by speed post to respondents 3 and 4.*
>
> *2. There shall be a direction to the 2nd respondent University to process the application submitted by the petitioners for an Eligibility Certificate, on the basis of the print out of mark list taken from the Digilocker for the time being.*
>
> *3. In the meantime, the application submitted by the petitioners may be processed without insisting on the Eligibility Certificate, provisionally, subject to further orders to be passed by this Court.*
>
> *Post on 22.07.2024."*

2. Today when the matter came up for consideration, the learned Counsel for the petitioners submits that, in the light of the interim order passed by this Court the eligibility certificate has been issued by the 2nd respondent University. It is also discernible from the records that the petitioners were already included in the rank list dehors the eligibility certificate.

In such circumstances, this writ petition is disposed of in terms of the interim order by making it absolute.

Sd/-
ZIYAD RAHMAN A.A.
JUDGE

SCS

APPENDIX OF WP(C) 25530/2024

PETITIONER EXHIBITS

Exhibit-P1	**TRUE COPY OF THE MARKS STATEMENT CUM CERTIFICATE ISSUED BY THE CENTRAL BOARD OF SECONDARY EDUCATION TO THE 1ST PETITIONER, WITH ROLL NO. 24124272**
Exhibit-P2	**TRUE COPY OF THE STATEMENT OF MARKS ISSUED BY THE COUNCIL FOR THE INDIAN SCHOOL CERTIFICATE EXAMINATIONS, NEW DELHI TO THE 2ND PETITIONER WITH UNIQUE ID NO. 7508058**
Exhibit-P3	**TRUE COPY OF THE MARKS CUM CERTIFICATE ISSUED TO THE 1ST PETITIONER, WITH REGISTER NO. 20249734950**
Exhibit-P4	**THE CERTIFICATE ISSUED TO THE 2ND PETITIONER, WITH REGISTER NO. 20249735302**
Exhibit-P5	**TRUE COPY OF THE APPLICATION SUBMITTED BY THE 1ST PETITIONER IN THE 4TH RESPONDENT COLLEGE FOR ADMISSION UNDER THE NRI QUOTA**
Exhibit-P6	**THE APPLICATION FOR ADMISSION FOR BSC NURSING UNDER THE MANAGEMENT QUOTA SUBMITTED BY THE 1ST PETITIONER TO THE 3RD RESPONDENT**
Exhibit-P7	**TRUE COPY OF THE APPLICATION SUBMITTED BY THE 2ND PETITIONER TO THE 3RD RESPONDENT**
Exhibit-P8	**TRUE COPY OF THE APPLICATION NO. 17 434 FOR ELIGIBILITY CERTIFICATE DATED 26/06/2024 SUBMITTED BY THE 1ST PETITIONER AT THE 2ND RESPONDENT**
Exhibit-P9	**TRUE COPY OF THE APPLICATION NO. 17431 ELIGIBILITY CERTIFICATES DATED 25/06/2024 SUBMITTED BY THE 2ND PETITIONER TO THE 2ND RESPONDENT**
Exhibit-P10	**TRUE COPY OF THE SAID WHATSAPP COMMUNICATION DATED 08/07/2024 ISSUED BY THE 2ND RESPONDENT TO THE 1ST PETITIONER**

Exhibit-P11	TRUE COPY OF THE VIEW STATUS OF THE APPLICATION FOR ELIGIBILITY CERTIFICATES SUBMITTED BY THE 2ND PETITIONER
Exhibit-P12	TRUE COPY OF THE PROVISIONAL MARKS CARD ISSUED BY THE CREATIVE PRE-UNIVERSITY COLLEGE, KARKALA TO THE 1ST PETITIONER
Exhibit-P13	TRUE COPY OF THE PROVISIONAL MARKS CARD ISSUED BY THE CREATIVE PRE-UNIVERSITY COLLEGE, KARKALA TO THE 2ND PETITIONER
Exhibit-P14	TRUE COPY OF THE ATTESTED COPY OF CERTIFICATES ISSUED TO THE 1ST PETITIONER BY THE PRINCIPAL OF CREATIVE PRE-UNIVERSITY COLLEGE, KARKALA
Exhibit-P15	TRUE COPY OF THE ATTESTED COPY OF CERTIFICATES ISSUED TO THE 2ND PETITIONER BY THE PRINCIPAL OF CREATIVE PRE-UNIVERSITY COLLEGE, KARKALA
Exhibit-P16	TRUE COPY OF THE CERTIFICATE DATED 12/07/2024 ISSUED BY THE PRINCIPAL OF THE CREATIVE PRE-UNIVERSITY COLLEGE, KARKAL, UDUPI IN FAVOR OF THE 1ST PETITIONER
Exhibit-P17	TRUE COPY OF THE CERTIFICATE DATED 12/07/2024 ISSUED BY THE PRINCIPAL OF THE CREATIVE PRE-UNIVERSITY COLLEGE, KARKAL, UDUPI IN FAVOR OF THE 2ND PETITIONER