HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
(Special Original Jurisdiction)

MONDAY ,THE THIRTIETH DAY OF DECEMBER
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SRI JUSTICE T.VINOD KUMAR

WRIT PETITION NO: 23013 OF 2024

Between:

Syeda Kulsoom Abbas Nadeem, D/o. Syeda Nikhat, aged about 16 years, Occ. Student, R/o. H. No. 22-2-549, Darulshifa, Hyderabad, rep by her Natural Guardian-mother Syeda Nikhat Jaffer Abbas Nadeem W/o. Syed Jaffer Abbas Nadeem, aged about 45 years, Occ. Household, R/o. H. No. 22-2-549, Darulshifa, Hyderabad.

...PETITIONER

AND

1. The State of Telangana, Rep by its Principal Secretary, School Education Department, Secretariat Building, Hyderabad.
2. The Board of Secondary Education, Telangana State Rep by its Secretary, Having office at Abids, Hyderabad.
3. The Additional Joint Secretary, (SSC Public Examinations), Office of Director of Government Examinations, Telangana, Hyderabad.
4. The Director, Office of Director, Government Examinations, Telangana, Hyderabad.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue an appropriate WRIT, order or direction, more particularly one in the nature of WRIT OF MANDAMUS declaring the action of the respondents No. 3 and 4 in wrong calculations consequently issuance of memo containing wrong grades and points to the petitioner carelessly, negligently, as illegal, bad, against the principles of natural justice, and in violation of Articles 14, 21 and 21-A of Constitution of India

IA NO: 1 OF 2024

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the respondents No. 3 and 4 more particularly respondent No. 4 to properly

calculate the marks as stated in the affidavit and award correct marks, grades and grade points by properly calculating the same and summing it up with the internals marks in all the three languages and three subjects at earliest point of time, pending writ petition, and issue the same to the petitioner in the interest of justice, and this Hon'ble Court

Counsel for the Petitioner: SRI. S.J.A.NADEEM

Counsel for the Respondents: GP FOR SCHOOL EDUCATION

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE T. VINOD KUMAR

Writ Petition No.23013 of 2024

ORDER:

The present Writ Petition is filed with the following prayer:

> 'In view of the facts and circumstances, it is therefore prayed that this Hon'ble Court may be pleased to issue an appropriate WRIT, order or direction, more particularly one in the nature of WRIT OF MANDAMUS declaring the action of the respondents Nos.3 and 4 in wrong calculations consequently issuance of memo containing wrong grades and points to the petitioner carelessly, negligently, as illegal, bad, against the principles of natural justice and in violation of Articles 14, 21 and 21-A of Constitution of India and pass such other, order or orders, as this Hon'ble Court may deem fit and proper in the circumstances of the case and in the interest of justice.'

2. Heard learned counsel for the petitioner, learned Government Pleader for School Education appearing for respondent Nos.1 to 4 and perused the record.

3. The case of the petitioner, in brief, is that the petitioner's ward was pursuing her studies in Rosary Convent High School, Gunfoundry, Abids, Hyderabad, and had appeared for S.S.C. Public Examinations held in March, 2024 (Regular); that the respondents have issued Memorandum of Subject Wise Performance in respect of petitioner's ward showing she having secured Cumulative Grade Point Average (CGPA) 8.7; that the aforesaid CGPA is based on wrong calculation of marks secured by the

petitioner's ward; and that the petitioner's ward, on seeking revaluation, had noticed that the respondents did not calculate/total her marks correctly, resulting in the petitioner's ward being shown as having secured a lesser CGPA, thereby affecting her future prospects.

4. Petitioner further contends that since on account of carelessness and negligence on the part of the respondents in calculating the marks secured correctly for award of CGPA, the respondents should be directed to correct the calculation errors and issue fresh Memorandum of Subject Wise Performance.

5. A counter-affidavit on behalf of the respondents is filed.

6. By the counter-affidavit, the respondents have stated that on re-verification, the authorities have found the petitioner's ward having been granted one Grade point extra in Second Language (Telugu), while in Science, she was granted three Grade Points less and accordingly the authorities have now revised the Grade Points.

7. Learned Government Pleader for School Education further submits that on account of revision of Grade Points, the cumulative of the Grade Points secured by the petitioner's ward in each of the six subjects would be 54, the average of which comes to 9.0, as against 8.7 shown in the Memorandum of Subject Wise Performance issued in March, 2024.

8. Learned Government Pleader further submits that since on re-verification the authorities having found the above errors, the authorities would issue revised Memorandum of Subject Wise Performance to the petitioner's ward by incorporating the aforesaid changes.

9. I have taken note of the respective contentions urged.

10. Having regard to the submissions made as above, and taking note of the fact that the petitioner's ward having been awarded one grade point extra in one subject, while three grade points less in another subject, and since, the respondents-authorities having corrected the said mistake now, this Court is of the view that the authorities are to be directed to issue a revised Memorandum of Subject Wise Performance by mentioning the correct CGPA of all the aforesaid subjects within a period of one week from the date of receipt of a copy of the order.

11. Subject to above direction, the Writ Petition is disposed of. No order as to costs.

12. Miscellaneous petitions, if any, pending in this writ petition shall stand closed.

SD/-N. SRIHARI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, School Education Department, Secretariat Building, Hyderabad.
2. The Secretary, Board of Secondary Education, Telangana State, Having office at Abids, Hyderabad.
3. The Additional Joint Secretary, (SSC Public Examinations), Office of Director of Government Examinations, Telangana, Hyderabad.
4. The Director, Office of Director, Government Examinations, Telangana, Hyderabad.
5. One CC to SRI. S.J.A.NADEEM Advocate [OPUC]
6. Two CCs to GP FOR SCHOOL EDUCATION ,High Court for the State of Telangana. [OUT]
7. Two CD Copies

KKS
BS

HIGH COURT

DATED:30/12/2024

ORDER

WP.No.23013 of 2024



DISPOSING OF THE WRIT PETITION WITHOUT COSTS

(10)

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28/1/25