



W.P.No.47974 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED : 26.02.2026

CORAM :

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.47974 of 2025
and W.M.P.Nos.53561 and 53563 of 2025

Prahalad Ram

.. Petitioner

Versus

1. The National Medical Commission,
Pocket – 14, Sector – 8,
Dwaraka Phase – 1,
New Delhi, India – 110 077.
2. The Director of Medical Education,
Government of Tamil Nadu,
DPI Complex, College Road,
Chennai – 600 006.
3. The Vice-Chancellor,
Tamil Nadu Dr.M.G.R. Medical University,
No.69, Anna Salai,
Guindy, Chennai – 600 032.
4. The Controller of Examinations,
Tamil Nadu Dr.M.G.R. Medical University,
No.69, Anna Salai,
Guindy, Chennai – 600 032.
5. The Deen,
Kanyakumari Government Medical College,
Asaripallam,
Tamil Nadu – 629 201.



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6. The Principal,
Kanyakumari Government Medical College,
Asaripallam,
Tamil Nadu – 629 201.

.. Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India seeking a Writ of Certiorarified Mandamus, calling for the records relating to discharge and relieving order, vide ref No.11224/ME1/2023, dated 06.02.2025, issued by the 5th respondent and to quash the same as illegal, arbitrary, ultra-vires, violative of principles of natural justice and unconstitutional and consequentially direct the respondents to permit the petitioner to complete the two subjects namely, Human Anatomy and Biochemistry and on completion, to continue the petitioner's MBBS program.

For Petitioner : Mr.D.Sreenivasan

For Respondents : Mrs.V.Sudha,
Senior Central Government
Standing Counsel, for R1

: Mr.E.Sundaram, Government Advocate,
for RR-2, 5 and 6

: Mrs.C.Latharani,
Standing Counsel for RR-3 and 4

ORDER

This Writ Petition is filed challenging the impugned order, dated 06.02.2025, whereby, the petitioner was discharged from the M.B.B.S



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course.

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2. The ground, on which, the petitioner was discharged is that even though he had made four attempts, he did not clear the first professional M.B.B.S examination and therefore, he was discharged.

3. The learned Counsel for the petitioner would submit that while it is true that the petitioner had earlier filed W.P.No.24526 of 2025 and also W.P.No.37748 of 2025. In both the earlier rounds, the relevant point that when the petitioner has cleared the Physiology Paper – I and Paper – II and has not cleared Human Anatomy and Biochemistry, it was not placed before this Court that in the first attempt in November, 2023, the petitioner was not permitted to write these two papers. Thus, the petitioner was not permitted to appear. Even after the fourth attempt, the respondents themselves had issued a communication that the petitioner has passed Physiology only in the fourth attempt and he appeared only three times in the other papers and there is one more attempt for the petitioner to pass Human Anatomy Paper – I and Paper -II and Biochemistry Paper – I and Paper- II.



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4. In reply thereof, the learned Senior Central Government Standing Counsel for the National Medical Commission would rely upon the regulation No.7.7. The same is extracted hereunder:-

“No more than four attempts shall be allowed for a candidate to pass the first Professional examination. The total period for successful completion of first Professional course shall not exceed four (4) years. Partial attendance of examination in any subject shall be counted as an attempt.”

5. The validity, in respect thereof and was upheld also the fact that it will apply even to the students prior to the year 2020 was also all held by the Delhi High Court in ***Sachin and Ors. Vs. Union of India and Ors. (W.P.(C).No.13180 of 2022)***. The Special Leave Petition, filed against the said Writ Petition, is also dismissed by the Hon’ble Supreme Court of India. Upon considering the said regulation No.7.7, the last sentence categorically mentions that partial attendance of examination in any subject shall be counted as an attempt. Therefore, when the petitioner appeared for the examination in the month of November, 2023, he partially attended for Physiology, but, however, was not permitted to write Human Anatomy and Biochemistry, but, as per the definition for the term ‘attempt’ as contained in regulation No.7.7, it should be noted that the same would also be included as an attempt. Under the above



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circumstances, even though the petitioner is filing this Writ Petition as a third attempt, even by considering the matter on merits, I am not able to grant relief to the petitioner.

6. Accordingly, this Writ Petition stands dismissed. There shall be no order as to costs. Consequently, connected miscellaneous petitions are closed.

26.02.2026

Neutral Citation : no
grs

To

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D.BHARATHA CHAKRAVARTHY, J.

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