

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 31ST DAY OF MAY 2022

BEFORE

THE HON'BLE MR. JUSTICE M.I.ARUN

WRIT PETITION No.9494 OF 2022 C/W
WRIT PETITION Nos.10046 OF 2022, 10327/2022,
10381/2022, 10498/2022, 10545/2022 & 10549/2022
(EDN-RES)

In W.P.NO.9494 OF 2022:

BETWEEN:

1. SRI. BASAVARAJ ITAGI,
S/O CHANDRASHEKAR ITAGI,
AGED ABOUT 24 YEARS,
R/A WARD NO.11, NEAR BUS STAND,
TORAN DINNI, RAICHUR-584 120
REGISTER NO.17M2125.
2. SRI. GURULINGAPPA .R.L,
S/O RAMESH L,
AGED ABOUT 24 YEARS,
R/A POST-TAMBA, INDI TALUK,
BIJAPUR-586 215
REGISTER NO.17M2137
3. SRI. BALAJI,
S/O TUKARAM DHODDE,
AGED ABOUT 23 YEARS,
R/A MALEGOON TALUK,
BIDAR DISTRICT-584 403.
4. SRI. ARUN KUMAR,
S/O MALLIKARJUN. S.K,
AGED ABOUT 23 YEARS,
R/ANO.5-5-324/38,
VIVEKANANDA NAGAR,

SRINIVASA YADGIR DISTRICT-585 202
REGISTER NO.17M2119.

5. SRI. MAHANTESH,
S/O. MAHADEV .S,
AGED ABOUT 24 YEARS,
R/A PLOT NO. 13, DBR COMPOUND,
SEDAM, KALABURAGI-585 222
REGISTER NO.17M2153
6. SRI. MANJU.R.B,
S/O REVANASIDDAPPA,
AGED ABOUT 23 YEARS,
R/A RY DEVARAHIPPARAGI,
SINDAGI TALUK,
VIJAYAPURA – 586128,
REGISTER NO.17M2155
7. SRI. G. KAILASH,
S/O.B. GANGARAM,
AGED ABOUT 23 YEARS,
R/A 115, 9TH WARD,
OPPOSITE GANESHA TEMPLE BAGEPALLI,
CHIKKABALLAPUR-561 207
REGISTER NO.17M2135
8. SRI. LAKHMAYYA
S/O HUNCHAIAH,
AGED ABOUT 23 YEARS,
R/A POST KHANADAL,
KALABURAGI DISTRICT-585 102
REGISTER NO.17M2152.
9. SRI. SOMNATH,
S/O BASAVARAJ BILIGI,
AGED ABOUT 22 YEARS,
R/A 4-601/724/5,
NEAR SHIVA MANDIR,
BASAVESHWARA COLONY(EXTN AREA),
KALABURAGI-585 105
REGISTER NO.17M2230.

10. KUM. SOUMYA B.S,
D/O BASAVARAJ,
AGED ABOUT 23 YEARS,
R/AT 20910/66/74, "AMRUTH SINDHU",
JAYANAGAR SALEM ROAD,
GULBARGA-585 105.
REGISTER NO.17M2232.

11. SRI. RAHUL WADEKAR,
S/O JANSON WADEKAR,
AGED ABOUT 23 YEARS,
R/A 7/183 AT POST HUDGI,
HAMANABAD TALUK,
BIDAR – 585329
REGISTER NO.17M2194.

12. KUM. JYOTHI.V,
D/O VENKATESH J,
AGED ABOUT 24 YEARS,
R/A NO.5, PIPELINE ROAD,
PREMANAGAR, LAGGERE,
BENGALURU NORTH-560 058
REGISTER NO.17M2144.

13. SRI. J.S. SUNIL NAIK,
S/O SHANKARA NAIK,
AGED ABOUT 23 YEARS,
R/A NO.300, 20TH WARD,
GOVINDGIRI HANNA,
KUDLIGI, BELLARY-583135.
REGISTER NO.17M2141.

14. SRI. BASAVALINGA,
S/O KASHINATH,
AGED ABOUT 23 YEARS,
R/A FLAT NO.103, CHINCHOLLI ROAD,
TARNALLI CROSS, SEDAM,
GULBARGA – 585222
REGISTER NO.17M2124.

15. KUM. POOJA.S. NANDIKOL,
D/O SHANKARAIAH,

AGED ABOUT 23 YEARS,
R/A 2-175, SHABAD MAIN ROAD
NEAR GRAM PANCHAYAT,
RAVOOR, GULBARGA-585 225
REGISTER NO.17M2183

16. KUM. SOUMYA.H.S,
D/O HANUMANTHRAO N.S,
AGED ABOUT 23 YEARS,
R/A PLOT NO.6, NEAR SONIA GANDHI SCHOOL,
GULBARGA-585 102
REGISTER NO.17M2233
17. KUM. JUZAINA.K,
D/O MOHAMMAD ALI,
AGED ABOUT 23 YEARS,
R/A VACHAL(H10), PARAKKADOVA,
CALICUT-673 509
REGISTER NO.17M2143.
18. SRI. ADARSH,
S/O BHEEMANAGOUDA,
AGED ABOUT 24 YEARS,
R/A 3-75, NEAR CHANDASAHEB DARGA,
GOGI K SHAHAPUR, YADGIR-585 309
REGISTER NO.17M2103.
19. SRI. KIRAN KUMAR,
S/O VENKATESH ANGADI,
AGED ABOUT 23 YEARS,
R/A NEAR 3RD BLOCK AREA,
HOUSE NO.12-46, WADGERA,
YADGIR-585 355
REGISTER NO.17M2149
20. SRI. SOURAB BIRADAR,
S/O SHIVANAGAPPA,
AGED ABOUT 22 YEARS,
R/A PLOT NO.55, GOKULNAGAR,
GDA COLONY, SHAHABAZ,
KALBURGI-585 101
REGISTER NO.17M2234.

21. KUM MALTI RAJORIA,
D/O D.S. RAJORIA,
AGED ABOUT 24 YEARS,
NO.42, USHA VIHAR, TRIVENI NAGAR,
GOPALPURA BYPASS,
JAIPUR, RAJASTHAN 302018
REGISTER NO.17M2154

ALL THE PETITIONERS ARE
CURRENTLY STUDYING AT
GULBARGA INSTITUTE OF MEDICAL SCIENCES (GIMS)
VEERESH NAGAR CROSS,
SEDAM ROAD,
KALABURAGI-585 101

... PETITIONERS

(BY SRI. PRATEEK CHANDRAMOULI AND
SMT. VIDYASHREE KS., ADVOCATES)

AND:

RAJIV GANDHI UNIVERSITY OF HEALTH SCIENCES,
BY ITS REGISTRAR (EVALUATION)
4TH T BLOCK EAST, PATTABHIRAM NAGAR,
JAYANAGAR, BENGALURU, KARNATAKA-560 041.

... RESPONDENT

(BY SRI. DR. PRAJWAL K. ARADHYA, ADVOCATE)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 & 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE VALUATION OF THE PRACTICAL ANSWER BOOKLET IN THE SUBJECT SURGERY OF THE EXAMINATIONS OF FEBRUARY 2022, VIDE ANNEXURE-A - A20, AS IT IS IN VIOLATION OF GUIDELINES TO CONDUCT OF CLINICAL EXAMINATIONS OF MBBS EXAMINATIONS AND ETC.,

IN W.P.NO.10046/2022:

BETWEEN :

1. SRI. MANVITH REDDY R,
S/O R. SUBBA REDDY,
AGED ABOUT 22 YEARS,
R/AT NO.39, BEHIND MARAMMA TEMPLE,
NEAR HDFC BANK, KAPPAGAL ROAD,
BELLARY-583 103.
REGISTER NO.17M4148.
2. KUM. NAGAPRIYA RANI V,
S/O VIRUPAPUR MALLAIAH SHETTY,
AGED ABOUT 23 YEARS,
R/A NO.17, NEAR KRISHNA GAS SERVICE STATION,
SIRUGAPPA, BELLARY-583 121,
REGISTER NO.17M4153

PETITIONER NO.1 AND 2 ARE NOW RESIDING AT
NO.478, SIRI BUILDING,
5TH BLOCK, VISHWESHWARAIAH LAYOUT,
NEAR KLE SOCIETY LAW COLLEGE,
BENGALURU-560 091.

3. KUM. ANNAPOORNA B,
D/O SUDHAKAR B,
AGED ABOUT 22 YEARS,
R/A 19TH WARD, BALASUBBAIAH COMPLEX,
SADASHIVNAGAR, SIRUGUPPA,
BELLARY-583 121
REGISTER NO.17M4104

NOW RESIDING AT
NO.22, KAIKONDRAHALLI,
MARUTHINAGAR,
SARJAPUR MAIN ROAD,
KANTHI SWEETS,
BENGALURU-560 035.

4. SRI. MAYUR,
S/O SHIVAPUTRA B KALYANE,
AGED ABOUT 22 YEARS,
R/A BALAJI NAGAR, NEAR SUBHASH CHOWK GUNJ,
BALKI-585 328.
REGISTER NO.17M4149

NOW RESIDING AT NO.24/1,
4TH CROSS, SAMPIGE ROAD,
MALLESWARAM,
BENGALURU-560 003.

5. SRI. ANUBHAV H.K,
S/O H.M. KEMPEGOWDA,
AGED ABOUT 23 YEARS,
R/A 505/29, 1ST CROSS,
SAMRAT LAYOUT, AREKERE,
BG ROAD, BENGALURU-560 076
REGISTER NO.17M4105

6. SRI. ARAVIND REDDY,
S/O K JANARDHAN REDDY,
AGED ABOUT 24 YEARS,
R/A NO.72, 4TH CROSS,
CV RAMAN NAGAR,
BENGALURU-560 093
REGISTER NO.17M4106

7. SRI. PRAJWAL,
S/O HANUMANTA,
AGED ABOUT 24 YEARS,
R/A NO.11/3, GR COLONY,
CHIKKANAGNUR, HUTTI,
RAICHUR-584 115.
REGISTER NO.17M4168

NOW RESIDING AT
QTR 3 TYPE 1 R3 BLOCK,
CRPF, YELAHANKA,
BENGALURU-560 064.

8. SRI. SHREYAS DESAI,
S/O MANJUNATH DESAI,
AGED ABOUT 24 YEARS,
R/A PLOT NO.62, SHRI KRISHNA NILAYA,
NEAR RAILWAY TRACK, SHASHTRI NAGAR,
GULBARGA-585 102
REGISTER NO.17M4197.

NOW RESIDING AT
R/A 505/29, 1ST CROSS,
SAMRAT LAYOUT, AREKERE,
BG ROAD, BENGALURU-560 076.

9. KUM. MEKHA VIMAL,
D/O VIMAL KUMAR P.K,
AGED ABOUT 24 YEARS,
R/AT KARUNA KOTTATHALA P.O,
KOTTARAKARE, KOLLAM,
KERALA-691 507
REGISTER NO.1702448

NOW RESIDING AT
B2-101, ELITA PROMERADE,
J.P.NAGAR, I PHASE,
BENGALURU-560 078.

10. KUM. ASFIYA KHANUM,
D/O SAMEER KHAN K.M,
AGED ABOUT 22 YEARS,
R/A 3RD MAIN, 14TH CROSS,
VINOBA NAGAR, DAVANGERE-577 006
REGISTER NO.17M3957

NOW RESIDING AT
NO.855, ANJANAPUR BADAVANE,
L B NAGAR, 10TH BLOCK, 7TH MAIN,
BENGALURU-560 108.

PETITIONERS 1 TO 8
CURRENTLY STUDYING AT
NAVODAYA MEDICAL COLLEGE,

MANTRALA ROAD, NAVODAYA NAGAR,
RAICHUR-584 103.

PETITIONER 9 IS CURRENTLY STUDYING AT
EMPLOYEES STATE INSURANCE CORPORATION
COLLEGE, SEDAM ROAD,
GULBARGA UNIVERSITY,
JNANA GANGA, KALNOOR,
KALABURAGI – 585 106.

PETITIONER 10 IS CURRENTLY STUDYING AT
KANACHUR INSTITUTE OF MEDICAL SCIENCES,
MANGALORE UNIVERSITY ROAD,
NATEKAL-575 108.

...PETITIONERS.

(BY SRI. PRATEEK CHANDRAMOULI &
SMT. VIDYASHREE KS., ADVOCATES)

AND:

RAJIV GANDHI UNIVERSITY OF HEALTH SCIENCES,
BY ITS REGISTRAR (EVALUATION)
4TH T BLOCK EAST, PATTABHIRAMA NAGAR,
JAYANAGAR, BENGALURU, KARNATAKA-560 041.

...RESPONDENT

(BY SRI. HARISH GANAPATHY, ADVOCATE)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 & 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE VALUATION OF THE PRACTICAL ANSWER BOOKLET IN THE SUBJECT OBSTETRICS AND GYNECOLOGY IN RESPECT OF PETITIONER NO.1 TO 6, IN THE SUBJECT PEDIATRICS IN RESPECT OF PETITIONER NO.7 AND 8 AND IN THE SUBJECT SURGERY IN RESPECT OF PETITIONERS NO.9 AND 10 OF THE EXAMINATIONS OF FEBRUARY 2022, VIDE ANNEXURE-A-A9, AS IT IS IN VIOLATION OF GUIDELINES TO CONDUCT OF CLINICAL EXAMINATIONS OF MBBS AND ETC.,

IN W.P.No.10327 OF 2022:

BETWEEN:

MR. ROHAN MANJUNATH GOWDA,
S/O C.S. MANJUNATH,
AGED ABOUT 22 YEARS,
REG NO.17M6546,
R/O DOOR NO.295, 1ST CROSS,
BANDHIGOWDA LAYOUT,
MANDYA-571 401.

(BY SRI. ABHISHEK MALIPATIL, ADVOCATE)

...PETITIONER

AND:

1. RAJIV GANDHI UNIVERSITY OF HEALTH SCIENCES,
4TH 'T' BLOCK, JAYANAGAR, BENGALURU-560 070,
REPRESENTED BY ITS VICE CHANCELLOR.
2. THE REGISTRAR (EVALUATION),
RAJIV GANDHI UNIVERSITY OF
HEALTH SCIENCES, 4TH 'T' BLOCK,
JAYANAGAR, BENGALURU-560 070.

...RESPONDENTS

(BY SRI. HARISH GANAPATHY, ADVOCATE)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 & 227 OF THE CONSTITUTION OF INDIA PRAYING TO DIRECTION IN THE NATURE OF MANDAMUS DECLARING THE MARKS AWARDED TO THE PRACTICALS/CLINICAL EXAMINATIONS OF THE SUBJECT SURGERY OF THE PHASE-III-PART-II (4TH YEAR) MBBS EXAMINATIONS OF FEBRUARY 2022 UNDERTAKEN BY THE PETITIONER VIDE ANNEXURE-B ISSUED BY THE RESPONDENTS AS NULL AND VOID AND ETC.,

IN W.P.NO.10381 OF 2022:

BETWEEN:

MR. HYDER ALI RAZA,
S/O N.K. MOHAMMAD ALI,
AGED : 24 YEARS,
REG NO.17M6590,
R/O NO.18/547, NELLIKOT HOUSE,
CHALAPURAM P.O, ZCHN ROAD,
KOZHIKODE, KERALA-673 002.

...PETITIONER

(BY SRI. ABHISHEK MALIPATIL, ADVOCATE)

AND:

1. RAJIV GANDHI UNIVERSITY OF HEALTH SCIENCES,
4TH 'T' BLOCK, JAYANAGAR, BENGALURU-560 070,
REPRESENTED BY ITS VICE CHANCELLOR.
2. THE REGISTRAR (EVALUATION),
RAJIV GANDHI UNIVERSITY OF
HEALTH SCIENCES, 4TH 'T' BLOCK,
JAYANAGAR, BENGALURU-560 070.

...RESPONDENTS

(BY SRI. HARISH GANAPATHY, ADVOCATE)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 & 227 OF THE CONSTITUTION OF INDIA PRAYING TO DECLARE THE MARKS AWARDED TO THE PRACTICALS/CLINICALS EXAMINATIONS OF THE SUBJECT SURGERY OF THE PHASE-III-PART-II(4TH YEAR) MBBS EXAMINATIONS OF FEBRUARY 2022 UNDERTAKEN BY THE PETITIONER VIDE ANNEXUE-B ISSUED BY THE RESPONDENTS AS NULL AND VOID AND ETC.,

IN W.P.NO.10498 OF 2022:

BETWEEN:

SRI. VIKAS L,
S/O LASHMIKANTH J,
AGED ABOUT 24 YEARS,
R/A 8TH CROSS, 4TH MAIN,
S.S.PURAM, DOBIGHAT,
TUMKUR-572 102.

(BY SRI. PRATEEK CHANDRAMOULI AND
SMT. VIDYASHREE K.S, ADVOCATES)

...PETITIONER

AND:

RAJIV GANDHI UNIVERSITY OF HEALTH SCIENCES,
BY ITS REGISTRAR (EVALUATION)
4TH 'T' BLOCK, JAYANAGAR, PATTABHIRAMA NAGAR,
JAYANAGAR, BENGALURU-560 070,
KARNATAKA-560 041.

...RESPONDENT

(BY SRI. HARISH GANAPATHY, ADVOCATE)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 & 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE VALUATION OF THE PRACTICAL ANSWER BOOKLET IN THE SUBJECT PEDIATRICS IN RESPECT OF THE PETITIONER OF THE EXAMINATIONS OF FEBRUARY 2022 VIDE ANNEXURE-A AS IT IS IN VIOLATION OF GUIDELINES TO CONDUCT OF CLINICAL EXAMINATION FOR MBBS EXAMINATIONS.

IN W.P.NO.10545 OF 2022:

BETWEEN:

1. MS. AISHWARYA.V,
D/O. VENUGOPAL REDDY,
AGED: 22 YEARS, REG NO:17M5653
R/O. KOTUR VILLAGE, MUTHSANDRA (PO),
VARTHUR, BENGALURU-560 087.

2. MS. NALINI K,
D/O. LAKSHMI NARAYANA SETTY,
AGED: 22 YEARS, REG NO:17M5735
R/O. NO.195, SHRI HARIHARA KRUPA,
BHCS LAYOUT, 5TH STAGE,
TURAHALLI, BENGALURU-560 061.
3. MS. AAKIFAH MARIAM,
D/O. RIZWAN AZAM KHAN,
AGED: 23 YEARS, REG.NO:17M5648,
R/O. NO.43, 2ND CROSS,
JHBCS LAYOUT, JP NAGAR,
BENGALURU-560 078.
4. MR. VISHAL ACHUTH S.V,
S/O. PL SRINIVASA MURTHY,
AGED: 23 YEARS, REG.NO:17M5821
R/O: NO. 3934, 1ST CROSS,
GIRINAGAR, 4TH PHASE,
BENGALURU-560 085.
5. MR. RAHUL V. REDDY,
S/O. N. VENKATESH,
AGED 22 YEARS, REG.NO:17M5761
R/O.NO.276, ROYAL SHELTERS LAYOUT,
BANNERGHATTA ROAD,
BENGALURU-560 076.
6. MR. SHAH DHAIRYA AMIN,
S/O. AMIN SHAH,
AGED 24 YEARS, REG.NO.16M3238,
R/O. BOYS HOSTEL, VYDEHI INSTITUTE OF
MEDICAL SCIENCES & RESEARCH CENTRE,
NO.82, NALLURAHALLI, NEAR BMTC, 18TH DEPOT,
WHITEFIELD, BENGALURU-560 006.

... PETITIONERS

(BY SRI. ABHISHEK MALIPATIL, ADVOCATE)

AND:

1. RAJIV GANDHI UNIVERSITY OF HEALTH SCIENCES,
4TH 'T' BLOCK, JAYANAGAR, BENGALURU-560 070,
REPRESENTED BY ITS VICE CHANCELLOR.

2. THE REGISTRAR (EVALUATION),
RAJIV GANDHI UNIVERSITY OF
HEALTH SCIENCES, 4TH 'T' BLOCK,
JAYANAGAR, BENGALURU-560 070.

... RESPONDENTS

(BY SRI. HARISH GANAPATHY, ADVOCATE)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 & 227 OF THE CONSTITUTION OF INDIA PRAYING TO DECLARE THE MARKS AWARDED TO THE PRACTICALS/CLINICALS EXAMINATIONS OF THE SUBJECT MEDICINE OF THE PHASE-III-PART-II (4TH YEAR) MBBS EXAMINATIONS OF FEBRUARY 2022 UNDERTAKEN BY THE PETITIONERS VIDE ANNEXURES B TO B5 RESPECTIVELY ISSUED BY RESPONDENTS AS NULL AND VOID.

IN W.P.NO.10549 OF 2022:

BETWEEN:

MS. SANJANA,
D/O DR. NAGANATH HULSOORE,
AGED ABOUT 21 YEARS,
REG NO.17M5969,
R/O H.NO.172, SANJIVINI HOSPITAL,
BASANANAGAR, HUMNABAD,
BIDAR-585 330.

...PETITIONER

(BY SRI. ABHISHEK MALIPATIL, ADVOCATE)

AND:

1. RAJIV GANDHI UNIVERSITY OF
HEALTH SCIENCES, 4TH 'T' BLOCK,
JAYANAGAR, BENGALURU-560 070.
REPRESENTED BY ITS VICE CHANCELLOR.

2. THE REGISTRAR (EVALUATION)
RAJIV GANDHI UNIVERSITY OF
HEALTH SCIENCES, 4TH 'T' BLOCK,
JAYANAGAR, BENGALURU-560 070.

...RESPONDENTS

(BY SRI. HARISH GANAPATHY, ADVOCATE)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 & 227 OF THE CONSTITUTION OF INDIA PRAYING TO DECLARING THE MARKS AWARDED TO THE PRACTICALS/CLINICALS EXAMINATIONS OF THE SUBJECT PAEDIATRICS OF THE PHASE-III-PART-II (4TH YEAR) MBBS EXAMINATIONS OF FEBRUARY 2022 UNDERTAKEN BY THE PETITIONER VIDE ANNEXURE-B ISSUED BY THE RESPONDENTS AS NULL AND VOID.

THESE WRIT PETITIONS ARE COMING ON FOR ORDERS, THIS DAY, THE COURT MADE THE FOLLOWING:

ORDER

The petitioners No.1 to 21 in W.P.No.9494/2022 are the students pursuing their final year MBBS course in Kalburgi Institute of Medical Sciences.

2. The petitioners No.1 to 10 in W.P.No.10046/2022 are students pursuing their final year MBBS. Petitioners No.1 to 8 are the students of Navodaya Medical College, Raichur. Petitioner No.9 is the student of Employees State Insurance Corporation College, Gulbarga. Petitioner No.10 is the student of Kanachur Institute of Medical Sciences, Mangaluru.

3. The petitioners in W.P.Nos. 10327/2022 & 10381/2022 are the students of Father Muller Medical College, Mangaluru.

4. The petitioner in W.P.No.10498/2022 is a student of Shivamogga Institute of Medical Sciences.

5. The petitioners in W.P.No.10545/2022 are the students of Vydehi Institute of Medical Sciences, Bengaluru.

6. The petitioners in W.P.No.10549/2022 are the students of M.R. Medical College, Kalaburagi.

7. All the said institutions are affiliated to respondent – Rajiv Gandhi University of Health Sciences (for short 'RGUHS').

8. The case of the petitioners is that they have all succeeded in the theory examination in the final year theory examination of MBBS Course. However, they have failed in practical examination, which are as mentioned below:

- In W.P.No.9494/2022 - Petitioners No. 1 to 21 have failed in Surgery Subject in practical examination.

- In W.P.No.10046/2022- Petitioners No.1 to 6 have failed in subject 'Obstetrics' and 'Gynaecology'. Petitioners Nos.7 and 8 have failed in subject 'Pediatrics'. Petitioners No.9 and 10 have failed in subject 'Surgery'.
- In W.P.No.10327/2022 – The petitioner has failed in subject 'Surgery'.
- In W.P.No.10381/2022 -- The petitioner has failed in Subject 'Surgery'.
- In W.P.No.10498/2022- The petitioner has failed in subject 'Pediatrics'.
- In W.P.No.10545/2022 – The petitioner has failed in subject 'General Medicine' and in W.P.No.10549/2022 – the petitioner has failed in subject 'Pediatrics'.

9. It is submitted that the practical examination has not been conducted in accordance with law and was done in violation of guidelines issued by respondent – RGUHS. On the said ground in all the writ petitions it is prayed that their results in so far as practical examination should be set aside and the University should be directed to

conduct a fresh practical examination for the petitioners in the aforementioned subjects.

10. Learned counsel appearing for respondent – University upon instructions submits that the University has decided, taking into consideration the interest of the students, without going into the fact whether practical examination has been conducted in accordance with law or not and to conduct fresh practical examination for the petitioners.

11. Learned counsel appearing for petitioners are willing to take practical examination in any place as determined by respondent – University. Hence, the following:

ORDER

i. The practical/clinical examination result for the final year MBBS in respect of petitioners No.1 to 21 in W.P. No.9494/2022 in subject 'Surgery', Petitioners Nos.1 to 6 in W.P.No.10046/2022 in subject 'Obstetrics and Gynaecology', petitioners No.7 and 8 in subject 'Paediatrics', petitioners No.9 and 10 in subject 'Surgery', petitioner in W.P.No.10327/2022 in

subject 'Surgery', petitioner in W.P.No.10381/2022 in subject 'Surgery', petitioner in W.P.No.10498/2022 in subject 'Paediatrics', Petitioner in W.P.No.10545/2022 in subject 'General Medicine' and petitioner in W.P.No.10549/2022 in subject 'Paediatrics', is hereby set aside.

ii. Respondent – RGUHS is hereby directed to conduct fresh practical examination to the aforementioned petitioners in the subjects mentioned above within a period of three weeks from the date of receipt of certified copy of this order.

Accordingly, the writ petitions stands ***disposed of.***

**Sd/-
JUDGE**

AG