

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 634 OF 2026

Ananya Giri	...Petitioner
Versus	
Union Of India Throu. Its Sec.	
Dept Of Higher Education And Ors	...Respondents

Adv. Krupali Rajani, a/w Adv. Aafreen Sheikh, Adv. Esha Pachare,
Adv. Sarika Agarwal, Adv. Aayan Mohapatra, for the Petitioner.

Adv. Vishal Kanade, a/w Mr. Parag Kabadi, Ms. Falguni Thakkar, i/b
DSK Legal, for the Respondent Nos. 4 and 5.

Ms. M.S. Bane, AGP for State, Respondent No. 2.

CORAM : R.I. CHAGLA J
ADVAIT M. SETHNA, J

Date : 14TH JANUARY 2026

ORDER :

1. By this Writ Petition, the Petitioner seeks a direction to Respondent No. 4 – SVKM's Narsee Monjee Institute of Management Studies (NMIMS) to permit the Petitioner to complete her Internal Continuous Assessment and midterm tests for the subjects of Bharatiya Sakshya Adhiniyam, 2023, Code of Civil Procedure, 1908, and Environmental Law by way of alternative assignment, viva voce, or re-test before 22 January 2026.

2. Mr. Vishal Kanade, learned counsel appearing for Respondent Nos. 4 and 5, has stated on instructions that Respondent No. 4 is willing to consider whether to allow the Petitioner to complete her Internal Continuous Assessment and midterm tests for the abovementioned subjects. However, due to time constraints and the examinations being scheduled to be held in a few days, i.e., on 26 January 2026, the Petitioner may, in the meantime, appear for the written examination on 22 January 2026. He has further stated that the Petitioner by appearing for the written examination, no prejudice will be caused to the Petitioner, particularly since the Petitioner has not completed her Internal Continuous Assessment, which was prior in point of time to the written examination. The statement is accepted.

3. Mr. Kanade has sought time to take instructions from Respondent No. 4 as to permit the Petitioner to complete her Internal Continuous Assessment and midterm tests for the abovementioned subjects after the the Petitioner appears for the written examination on 27 January 2026.

4. The Petitioner is permitted to appear for the written examination on 22 January 2026, and the issue of the Petitioner

completing her Internal Continuous Assessment and midterm tests for the abovementioned subjects shall be considered at a later stage.

5. Respondent No. 4 shall file their affidavit in reply to the Writ Petition within a period of three weeks from today.

6. The Petitioner is at liberty to file an affidavit in rejoinder thereto within a period of one week thereafter.

7. Place the Writ Petition for consideration 16th February 2026.

[ADVAIT M. SETHNA, J.]

[R.I. CHAGLA J.]