

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

S.B. Civil Writ Petition No. 14421/2024

1. Ranu Kumbhat D/o Late Shri Gajendra Kumbhat, Aged About 19 Years, R/o 347, C/p Gajshree Building 1St Floor Near Asg Skin Hospital, Sardarpura, 3Rd D Road, Jodhpur, Rajasthan.
2. Gaurav Jain S/o Shri Omprakash Jain, Aged About 19 Years, R/o 203, Jodhana House, Silver Coin, Near Aakshwani, Jodhpur, Rajasthan.

----Petitioners

Versus

1. Jai Narain Vyas University, Jodhpur Through Its Registrar, Jai Narain Vyas University, Jodhpur, Rajasthan.
2. Registrar, Jai Narain Vyas University Jodhpur, Rajasthan.
3. Head, Department Of Business Administration, Faculty Of Commerce And Management, Jai Narain Vyas University, Jodhpur, Rajasthan
4. Dean, Faculty Of Commerce And Management, Jai Narain Vyas University, Jodhpur, Rajasthan.

----Respondents

For Petitioner(s)	:	Mr. Nihar Jain
For Respondent(s)	:	Mr. Shreyansh Mardia

JUSTICE DINESH MEHTA

Order

29/08/2024

1. Considering that the case of the petitioner No.2 is based on the entire different set of facts, the Court observed that joint petition is not maintainable.
2. In view of the observation so made, Mr. Jain, learned counsel for the petitioners seeks permission to withdraw the present writ petition qua petitioner No.2 - Gaurav Jain S/o Shri Om Prakash Jain.

3. Permission granted.

4. The present writ petition is dismissed as withdrawn qua petitioner No.2 - Gaurav Jain S/o Shri Om Prakash Jain.

5. It has been asserted in the writ petition that the petitioner No.1 had to go abroad between 18.06.2024 to 21.07.2024, during which the mid-term exam by way of internal assessments were held by the respondent - University for Bachelor of Business Administration (hereinafter referred to as 'B.B.A.') and she could not appear.

6. Learned counsel submitted that the petitioner had represented before the respondent - University that exams be held for her, as had been held earlier. In the meantime, the application form for examination of End of Semester Exams for B.B.A. Second Semester were called for and the petitioner was allowed to submit examination form.

7. Learned counsel submitted that the examinations are scheduled to commence from 03:00 p.m. today till 02.09.2024 and in case, the petitioner is not allowed to appear in the exam, as she did not appear in the internal assessments.

8. Learned counsel submitted that considering the present factual backdrop of the case, a direction be issued to the respondent - University to allow the petitioner to appear in the examination in question, else her career will be jeopardized.

9. Issue notice. Issue notice of the stay application also, returnable within four weeks.

10. Mr. Shreyansh Mardia, who is a panel lawyer for JNVU University is directed to accept notice on behalf of the respondents.

12. Meanwhile, the petitioner shall be allowed to appear in the End of Semester Exams for B.B.A. Second Semester scheduled at 03:00 p.m. today.

13. On furnishing a web copy of this order, the Registrar-University shall allow the petitioner to appear in the examination.

(DINESH MEHTA),J

380-akansha/-