

Court No. - 10

Case :- WRIT - C No. - 31243 of 2023

Petitioner :- Pawan Kumar Dubey

Respondent :- State Of U.P. And 5 Others

Counsel for Petitioner :- Naseem Rofi Q Alrafio B.M.
Mugaanii, Shikha Singh, Vineet Kumar Singh

Counsel for Respondent :- C.S.C., Hem Pratap Singh, Mamta Singh

Hon'ble Kshitij Shailendra, J.

1. Heard Sri H.N. Singh, learned Senior Counsel assisted by Sri Abhishek Dwivedi, learned counsel for the petitioner, learned Standing Counsel for Respondent No.1 and Smt. Mamta Singh, learned counsel for Respondents No. 2,3,4,5 and 6.

2. There is a dispute with respect to the interpretation of Ordinances of 2009 and 2016 and the admission of the petitioner at the relevant point of time. The submission is that on account of non consideration of peculiar facts of this case particularly the change of the provision concerning the Semester (Even and Odd), the petitioner has been made to suffer.

3. Though Smt. Mamta Singh is trying to justify the order impugned on the basis of the instructions received, considering the various aspects of the matter, including the plea of relaxation, which may be accorded by the Vice-Chancellor of the University, matter requires consideration.

4. Six weeks time is granted to the respondents to file counter affidavit.

5. Rejoinder affidavit, if any, may be filed within two weeks, thereafter.

6. Put up this case as fresh before appropriate bench on 30.1.2024.

Order Date :- 24.11.2023

Kumar Manish.