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# IN THE HIGH COURT OF KARNATAKA AT BANGALORE DATED THIS THE 27TH DAY OF APRIL, 2012

### BEFORE

THE HON'BLE MR. JUSTICE HULUVADI G. RAMESH WRIT PETITION NOS.13984 TO 13991/2012

## BETWEEN

- 1. SHIVASHANKARA K.N.
  S/O NANJUNDALINGU
  AGED ABOUT 34 YEARS,
  C/O TIMMA REDDY,
  CHANNASANDRA, KADUGODI,
  WHITE FIELD,
  BANGALORE-560 067
- 2. YOGESH C.R.
  S/O APPAJI GOWDA,
  AGED ABOUT 30 YEARS,
  NO. 21, 1\*\* MAIN, 8\*\* CROSS,
  KENCHANAHALLY,
  SHANKARAPPA LAYOUT,
  RAJARAJESHWARI NAGAR,
  BANGALORE-560098
- 3. MALIKARJUNA. N.S.
  S/O SUBBARAYAPPA,
  AGED ABOUT 26 YEARS,
  C/O BESCOM, CHIKKALASANDRA,
  SUBRAMANYAPURA (P),
  UTTARHALLI MAIN ROAD,
  BANGALORE-560 061

the

- 4. CHETHAN KUMAR G.M.
  S/O MARULAPPA G.N.,
  AGED ABOUT 28 YEARS,
  C/O BESCOM, CHIKKALASANDRA,
  SUBRAMANYAPURA (P),
  UTTARHALLI MAIN ROAD,
  BANGALORE-560 061
- 5. SUNIL L.K.
  S/O KESHAVA MURTHY,
  AGED ABOUT 24 YEARS,
  NEAR VELLANKANI, DODDAI THOGAR,
  ELECTRONIC CITY,
  BANGALROE 560100
- 6. NAVEEN CHIKKAMARIYAPPA DIDDAMANI, X/O CHIKKAMARIYAPPA, AGED ABOUT 27 YEARS, R/O NO.19, SHARADHA NAGAR, CHUNCHAGHATTA MAIN ROAD BANGALORE-560050
- 7. RAMANNA, S/O HANUMAPPA DASAR, AGED ABOUT 39 YEARS, R/O NO.149, SUBBAMMA CIRCLE, J.P.NAGARA, I PHASE, BANGALORE-560 078
- 8. ROOPESHA K.C. S/O CHANDRESH K.P. E-CITY COMPLEX, HOSUR ROAD, BANGALORE-560100

... PETITIONERS

(BY SRI.D.R. NAGARAJA & SMT. SPOORTHY HEGDE, ADVOCATES)

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### AND

- 1. THE STATE OF KARNATAKA,
  BY ITS PRINCIPLE SECRETARY,
  DEPT. OF HIGHER EDUCATION (TECHNICAL),
  M.S. BUILDING, DR. AMBEDKAR VEEDI,
  BANGALORE-560001
- THE DIRECTOR OF TECHNICAL EDUCATION, PALACE ROAD, BANGALORE-560001
- 3. ALL INDIA COUNCIL FOR TECHNICAL EDUCATION (AICTE), BY ITS DIRECTOR,
  BANGALORE UNIVERSITY CAMPUS,
  HEALTH CENTER BUILDING, N.R. ROAD,
  BANGALORE-560002
- 4. THE OXFORD POLYTECHNIC EVENING COLLEGE, BY ITS PRINCIPAL, 1st Phase, J.P.Nagar, BANGALORE-560078

... RESPONDENTS

(BY HIGH COURT GOVERNMENT PLEADER FOR R1 AND R2, SRI. P.S. DINESH KUMAR, ADV. FOR R3, SRI. MADHUSUDHAN RAO, ADV. FOR R4.)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO DIRECT THE RESPONDENTS IN PARTICULAR R2 TO ISSUE HALL TICKETS TO TAKE ENSUING EXAMINATION BOTH PRACTICAL AND THEORY BY THE PETITIONERS BY DECLARING THE ACTION IS ILLEGAL AND ERRONEOUS.

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THIS WRIT PETITION IS COMING ON FOR PRELIMINARY HEARING THIS DAY, THE COURT MADE THE FOLLOWING:-

# CEDER

The petitioners are before this Court seeking for clarification. The petitioners are said to be pursuing Diploma courses, which is run as evening Course. Already the 3<sup>rd</sup> respondent has issued clarification/direction that, it is for the State Authority to take care of all these things except affiliation by the 3<sup>rd</sup> respondent. In some other connected matters, the courses which issue run as evening courses are being permitted and the students are prosecuting in the studies. In that view of the matter, there is no impediment for the petitioners to pursue the course and take up the examination.

2. According to all the above said clarifications, the petition is disposed of.

Sd/-JUDGE