

IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA

**CWP Nos.2915/2016,2953/2017 and
1190/2018**

Date of decision: 31.7.2019

1. CWP No. 2915/2016

Shruti Sehgal and ors.Petitioners

Versus

State of H.P. and ors. ...Respondents

2. CWP No. 2953/2017

Sonal Sandal and anr.Petitioners

Versus

State of H.P. and ors. ...Respondents

3. CWP No. 1190/2018

Virender Singh RaizadaPetitioner

Versus

State of H.P. and ors. ...Respondents

Coram

The Hon'ble Mr. Justice Tarlok Singh Chauhan, Judge.

Whether approved for reporting ?¹ No

For the petitioner(s): Mr. Sanjeev Bhushan, Senior Advocate
with Ms. Abhilasha Kaundal, Advocate.

¹ *Whether reporters of Local Papers may be allowed to see the Judgment ?Yes*

For the respondent(s): Mr. Vinod Thakur, Addl. A.G. with Mr. Bhupinder Thakur, Mr. Svaneel Jaswal, Dy.A.Gs. and Mr. Ram Lal Thakur, Asstt. A.G. for respondent-State.

Mr. Neel Kamal Sharma, Advocate, for Himachal Pradesh University.

Mr. Shashi Shirshoo, ASGI, for Dental Council of India.

Tarlok Singh Chauhan, Judge (Oral)

Since common questions of law and facts arise for consideration in these petitions, the same were taken up together for hearing and are being disposed of by a common judgment.

2 It was on account of ordinance 14-B-9 and substituted clause (iv) thereof that the petitioners were not being permitted by the respondent-University to take examinations as they had failed in more than one subjects.

3 It is not in dispute that even the Dental Council of India has amended its regulations and taking cue from the same even the respondent-University has proposed similar amendments, which are pending before the learned Chancellor for assent.

4 Admittedly, the petitioners have been permitted to take their examinations under the orders of this Court. Therefore, there is no reason why they should not be permitted to take final

examinations, more particularly, when the respondent-University itself has proposed to amend its ordinance dealing with the subject.

5 Accordingly, these petitions are disposed of with a direction to the respondent-University to permit the petitioners to take final examinations and thereafter declare the results along with all candidates. Pending application(s), if any, also stands disposed of. No order as to costs.

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31.7.2019

(pankaj)

(Tarlok Singh Chauhan)
Judge