

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.250 /2022
[@ SLP [C] NO.5315/2019]

SWETA @ SWETA RAJ

Appellant(s)

VERSUS

PATNA UNIVERSITY & ORS.

Respondent(s)

WITH

CIVIL APPEAL NO.251 /2022
[@ SLP(C) No. 9726/2019]

O R D E R

Leave granted.

On hearing learned counsel for the appellants, there is no doubt that it is a hard case and the University is a contributory to what has transpired. The UGC regulations came into force with effect from 11.07.2009 but the University of Bihar adopted the same only in November, 2012. The period spent by the appellants in pursuing Ph.d. degree prior to November, 2012 thus, cannot be taken into account as per the UGC regulations. In terms of the impugned order, the conduct of the University has been deprecated but that does not help the appellants.

Hard case as it may be, a *mandamus* would not lie to recognize the Ph.d. degree of the appellants once the UGC regulations have not been followed. However, all we can say is that the UGC in consultation with the University may

examine if some methodology can be found by asking the appellants to complete some bridge period and whether that can facilitate in recognition of the Ph.d. degree of the appellants for which the certificate has been issued by the University but which is not as per UGC regulations.

The needful may be done within a period of four months from today but that would not give rise to any fresh cause of action to the appellants.

The appeals accordingly stand dismissed with the aforesaid directions.

.....J.
[SANJAY KISHAN KAUL]

.....J.
[M.M. SUNDRESH]

NEW DELHI;
JANUARY 05, 2022.

ITEM NO.24 Court 6 (Video Conferencing) SECTION XVI

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (C) No(s). 5315/2019

(Arising out of impugned final judgment and order dated 06-10-2018 in LPA No. 1340/2017 passed by the High Court Of Judicature At Patna)

SWETA @ SWETA RAJ

Petitioner(s)

VERSUS

PATNA UNIVERSITY & ORS.

Respondent(s)

WITH

SLP(C) No. 9726/2019 (XVI)

(FOR FOR EXEMPTION FROM FILING O.T. ON IA 62408/2019

Date : 05-01-2022 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL

HON'BLE MR. JUSTICE M.M. SUNDRESH

For Petitioner(s) Mr. Saurabh Trivedi, AOR

Mr. Anukul Raj, Adv.

Mr. Shantanu Krishna, AOR

Mr. Diwakar Goel, Adv.

For Respondent(s) Mr. Jitendra Kumar Singh, Adv.
 Mr. Rameshwar Prasad Goyal, AOR

Mr. Rohit K. Singh, AOR

Mr. Pritam Bishwas, Adv.

Mr. Avinash Kumar, Adv.

Mr. Gopal Singh, AOR

Mr. Manish Kumar, Adv.

UGC Mr. Manoj Ranjan Sinha, Adv.

UPON hearing the counsel the Court made the following

O R D E R

Leave granted.

The appeals are dismissed in terms of the signed order.

Pending application stands disposed of.

(ASHA SUNDRIYAL)

(POONAM VAID)

ASTT. REGISTRAR-cum-PS

COURT MASTER (NSH)

[signed order is placed on the file]