

È'IN THE SUPREME COURT OF INDIA  
CIVIL ORIGINAL JURISDICTION  
WRIT PETITION (CIVIL) NO.850 OF 2015  
JITISH MAKKAD AND ORS.

â- | Petitioners

VERSUS

â- | Respondents

STATE OF UTTARAKHAND AND ORS.

O R D E R  
Issue Rule.

Though manifold prayers have been made, yet in this writ petition preferred by three students who had prosecuted their studies in the B.Sc. online course from the Himgiri Zee University, the 4 th

respondent herein, two basic reliefs are required to be dealt with:-

(i) The degrees have not been issued by the 4 th respondent-

University and in case they are issued, they should not be treated as invalid degrees; and

(ii) The University must be commanded to close all the online and offshore courses.

On being asked, Mr. Ravinder Agarwal, learned counsel appearing for the University Grants Commission, submitted that after issuance of notice by the University Grants Commission, the 4 th

respondent has closed the offshore courses. It is his

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submission that online courses are also required to be stopped.

Mr. Sanjay R. Hegde, learned senior counsel appearing for the respondent no.8, who was the Ex. Vice-Chancellor of the University submitted that the University is not entitled to carry on either online courses or offshore courses or establish any campus beyond the State of Uttarakhand.

At this juncture, Mr. Sridhar Potaraju, learned counsel appearing for the University submitted that the University has already closed the online courses and offshore courses and it shall not open any campus beyond the territory of the State of Uttarakhand.

We hereby make it clear that the University shall work within the boundaries of law. When we say within the boundaries of law, it means that it has to run its courses in accord with the approval of the University Grants Commission. Whatever has been stated here are to be treated as a writ of mandamus issued by this Court. If the University deviates from any of the directions passed herein, it shall face the consequences.

As three students have the grievance and apprehension that the degrees, if issued by the 4 th

respondent University, shall not be recognized by all the Universities, we asked Mr. Ravinder garwal, learned counsel appearing for the University Grants Commission who submitted unequivocally that the degrees shall be recognized as after closer of the offshore campus centres, the petitioners have been allowed to prosecute their studies in the University.

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Learned counsel for the University says that they shall issue the degrees within four weeks hence if they have passed the examination. The degrees issued by the 4 th

respondent shall be treated as valid.

With the aforesaid direction, the writ petition stands disposed of. There shall be no order as to costs.

.....,J.  
(Dipak Misra)

.....,J.  
(A.M. Khanwilkar)

.....,J.  
(Mohan M. Shantanagoudar)

New Delhi;

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ITEM NO.9 COURT NO.2 SECTION PIL(W)  
S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Writ Petition(s)(Civil) No(s). 850/2015

JITISH MAKKAD AND ORS.

Petitioner(s)

VERSUS

STATE OF UTTARAKHAND AND ORS.

Respondent ( s )

(with appln. (s) for exemption from filing O.T. and office report)

Date : 25/04/2017 This petition was called on for hearing today.

CORAM : HON&#39;BLE MR. JUSTICE DIPAK MISRA

HON'BLE MR. JUSTICE A.M. KHANWILKAR

HON&#39;BLE MR. JUSTICE MOHAN M. SHANTANAGOUDAR

For Petitioner(s)     Mr. Prashant Bhushan, AOR

For Respondent(s) Ms. Bhuvneshwari Pathak, Adv.

Ms. Shilpi Satyapriya Satyam, Adv.

Mr. Rahul Kaushik, AOR

Mr. Ravinder Agarwal, AOR

Mr. Girish Pande, Adv.

Mr. Sanjay R. Hegde, Sr. Adv.

Mr. Saurabh Ajay Gupta, AOR

Mr. Nishant Bishnoi, Adv.

Ms. Stuti Chopra, Adv.

Mr. Sridhar Potaraju, AOR

Mr. Gaichangpou Gangmei, Adv.

Mr. Sumit Purohit, Adv.

Mr. Gurukrishna Kumar, Sr. Adv.

Ms. P. Chandhok, Adv.

Mr. Venkita Subramoniam T. R., AOR

Mr. Sandeep Kumar Jha, AOR

UPON hearing the counsel the Court made the following

O R D E R

Issue Rule.

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The writ petition stands disposed of in terms of the signed order.

(Gulshan Kumar Arora) (H.S. Parasher)

Court Master      Court Master

(Signed order is placed on the file)