

IN THE SUPREME COURT OF INDIA  
CIVIL ORIGINAL JURISDICTION

WRIT PETITION (CIVIL) NO(S). 566/2016

ISHU SHARMA & ORS.

PETITIONER(S)

VERSUS

UNION OF INDIA & ORS.

RESPONDENT(S)

O R D E R

1. I.A. No.2/2017 is allowed, at the risk of the petitioners.

2. The writ petition is filed with the following prayers:-

A. Issue Writ of Mandamus or any other appropriate Writ, Order or Direction directing the Respondent No.1/Ministry of Human Resource Development and Respondent No.2/University Grants Commission to take necessary steps to stop/close Outreach Centres/Institutions all over India and abroad forthwith; and/or

B. Writ of Mandamus or any other appropriate Writ, Order or Direction directing the Respondent Universities which have granted affiliation/recognition to such Outreach Centres/Institutions beyond their territorial limits to compensate the Petitioners towards the payment of fees made, loss of the valuable

academic years and for causing serious loss to their careers (sic); and/or

C. Writ of Mandamus or any other appropriate Writ, Order or Direction directing the Respondent No.1/Ministry of Human Resource Development and Respondent No.2/University Grants Commission to initiate penal action against the Respondent Universities and Outreach Centres/Institutions; and/or

D. Writ of Mandamus or any other appropriate Writ, Order or Direction directing the Respondent No.1/Ministry of Human Resource Development and Respondent No.2/University Grants Commission to initiate enquiry by Central Bureau of Investigation (CBI) against the large scale irregularities or misconduct committed/corrupt practices by Universities, Colleges, Officials of University Grants Commission and fix responsibilities for conducting Outreach centres illegally; and/or

E. Writ of Mandamus or any other appropriate Writ, Order or Direction directing the Respondent No.1 and 2 to validate the degrees of the students who studied under Outreach programme; and/or..."

3. In the Counter Affidavit filed on behalf of Respondent No.3,

it is stated as follows:-

"13. In reply to para 3 I to IV, it is humbly submitted that the Respondent University acted on the provisions of its Act and Statutes made there under in recognizing private educational institutions outside the Karnataka State. Once the UGC objected, the University promptly acted to discontinue fresh admissions in all its collaborative institutions. Only those students who joined earlier to Annexure R2 are being continued to complete the course for which they joined/in order to mitigate their hardship.

Lastly, it is submitted that the Out-reach programmes were commenced during the year 2008-09 and thereafter all the Academic Councils, Syndicate and the Vice Chancellors followed them till it was objected by the UGC.

The Hon'ble Court is prayed graciously to allow this Respondent to permit the students who had earlier joined the Out-reach Centres prior to Annexure R2, to continue their education and complete them. It is assured that no such Out-reach Programmes will be encouraged in future by following the UGC Guidelines..."

4. In view of the stand taken in the Counter Affidavit, as far as main reliefs are concerned nothing survives. The Writ Petition, is accordingly, disposed of. In case, the petitioners have any surviving grievance it will be open to them to work out the same in appropriate proceedings.

.....J.  
[KURIAN JOSEPH]

.....J.  
[AMITAVA ROY]

NEW DELHI;  
JANUARY 15, 2018.

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

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(ONLY FOR IA 2/2017 DELETION OF NAME OF RESPONDENT NO. 7)

Date : 15-01-2018 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE KURIAN JOSEPH  
HON'BLE MR. JUSTICE AMITAVA ROYFor Petitioner(s) Mr. Sravan Kumar, Adv.  
Mr. D. Mahesh Babu, AORFor Respondent(s) Mr. Trideep Pais, Adv.  
Mr. N.K. Verma, Adv.  
Mr. Pranav Jain, Adv.  
Ms. Deeksha Gujral, Adv.  
Ms. Anjana Chandrashekar, AORMr. Apoorv Kurup, AOR  
Mr. A.C. Boxipatro, Adv.Mr. Ritesh Kumar, AOR  
Mr. Dheerendra Singh Bisht, Adv.Mr. Mohit Paul, AOR  
Mr. Kamal Gupta, Adv  
Mr. Anugrah Niraj Ekka, Adv  
Ms. Kriti Kakkar, Adv.UPON hearing the counsel the Court made the following  
O R D E RI.A. No.2/2017 is allowed, at the risk of the petitioners.  
The Writ Petition is disposed of in terms of the signed order.  
Pending application(s), if any, shall stand disposed of.(NARENDRA PRASAD)  
COURT MASTER(RENU DIWAN)  
ASSISTANT REGISTRAR

(Signed order is placed on the file)