**STATEMENT OF FACTS**

The petitioner respectfully submits as follows: -

1. The Petitioner is a law student who has successfully completed the 5 Year Integrated B A LLB (Hons) Degree course from Sree Narayana Law College, Poothotta, affiliated with Mahatma Gandhi University, Kottayam.
2. However, one paper from the 7th semester Integrated B A LLB (Hons) degree examination conducted in January 2024 was not cleared by the Petitioner due to personal reasons. Copies of consolidated mark lists of all 10 semesters, including the 7th semester pending paper, substantiate the same. The true copies of the Mark lists of all 10 semesters, including the 7th semester pending paper, are produced herewith and marked as **Exhibit P1.**
3. As per the rules of the university, the Petitioner appeared for a re-examination of the said paper in September 2024 after due application and adherence to the prescribed process. The hall ticket of the exam dated 4/09/2024 is produced herewith and marked as **Exhibit P2.**
4. Despite the re-examination being conducted nearly 3 months ago, the Respondent has failed to publish the result of the said paper. The unreasonable and unexplained delay in publishing the result has caused immense hardship to the Petitioner and other similarly affected students, as they are unable to proceed with further processes necessary for their professional career. The Petitioner has made several oral representations, along with other students facing the same issue, to the concerned authorities of the Respondent, requesting the timely publication of results. However, no action has been taken, nor has any justification been provided for the delay.
5. The last date for enrolment with the Bar Council of Kerala is 4th December 2024 without fine and 9th December 2024 with late fine. If the results are not published before these dates, the Petitioner will be unable to enrol as an advocate.
6. The Petitioner had already missed an enrolment opportunity with the Bar Council of Kerala on 19th October 2024, due to the Respondent's failure to publish the results of the re-examination in a timely manner. This delay has caused the Petitioner to face repeated setbacks in pursuing his professional career as an advocate. Failure to enrol by the aforementioned dates would result in the Petitioner being forced to wait for the next enrolment cycle, which opens only after 3-4 months. This delay will severely affect the Petitioner’s professional journey and livelihood. The Petitioner, having complied with all requirements for the re-examination, had a legitimate expectation that the Respondent would publish the results within a reasonable time to enable him to complete the enrolment process. The failure of the Respondent to meet this legitimate expectation has caused undue hardship to the Petitioner.
7. The actions and omissions of the Respondent are arbitrary and violative of the fundamental rights of the Petitioner under Articles 14 and 21 of the Constitution of India, as they directly impact his right to equality and livelihood.
8. The Petitioner, being aggrieved by this unjust and arbitrary action of the Respondent, seeks intervention of this Hon’ble Court to issue a writ of mandamus directing the Respondent to publish the results at the earliest. The Petitioner has left with no other remedy than to approach this Hon’ble Court with this Writ Petition on the following amongst other: -

**GROUNDS**

A. The Respondent’s delay in publishing the results creates an unequal situation for the Petitioner compared to other students who cleared their exams on time and are able to proceed with their professional careers without hindrance.

B. The Petitioner, having complied with all prescribed requirements for the re-examination, had a legitimate expectation that the results would be declared within a reasonable period, enabling him to enrol with the Bar Council of Kerala. A student exercises no control over the declaration of results, and provisions should be benevolently interpreted and reasonably administered, having regard to the welfare of the student.

C. The delay in publishing the results directly impacts the Petitioner’s right to livelihood and professional development, thereby infringing upon his fundamental rights. The inability to enrol with the Bar Council of Kerala due to the delay adversely affects the Petitioner’s career prospects and financial stability.

D. A student cannot be penalized for delays beyond their control, and timely and reasonable administrative action must be ensured by educational institutions to avoid such prejudices, as established by the Hon’ble Supreme Court in ***Shalini v. Kurukshetra University, (2002) 2 SCC 270.***

E. The Petitioner has completed all requirements for the course, and the failure of the Respondent to publish the result, which is solely within its control, causes unwarranted harm and prejudice to the Petitioner.

F. The Respondent has failed to publish the results of the re-examination within a reasonable period, creating undue hardship and uncertainty for the Petitioner regarding his professional future.

G. The Respondent’s delay denies the Petitioner the opportunity to enrol with the Bar Council of Kerala within the prescribed timeline, resulting in career setbacks and delaying his entry into the legal profession.

H. The Respondent’s inaction violates the Petitioner’s legitimate expectation that the results would be declared within a reasonable timeframe, enabling him to enrol and pursue his professional aspirations. The welfare of the student must be prioritized, and rigid approaches by educational institutions that prejudice students cannot be permitted.

**RELIEFS**

In the light of the grounds stated above and that will be urged at the time of the hearing, it is humbly prayed that this Hon’ble Court may be pleased to:

1. Issue a writ of mandamus or any other appropriate writ, order, or direction to the Respondent to publish the results of the re-examination of Seventh Semester B A LLB, conducted in September 2024 at the earliest, at any rate before the enrolment deadline of 9th December 2024 (with fine) to ensure that the Petitioner is able to register for the enrolment fixed on 5-1-2024.
2. Direct the Respondent to ensure that all necessary documents, including the provisional certificate and consolidated mark lists, are issued to the Petitioner promptly after the declaration of results, allowing sufficient time for enrolment with the Bar Council of Kerala.
3. Grant any other relief or direction that this Hon’ble Court deems fit and proper in the circumstances of the case.
4. To pass any further orders as may be necessary to meet the ends of justice.

**INTERIM RELIEF**

For the reasons stated above, this Hon’ble Court may be pleased to direct the Respondent to immediately publish the results of the re-examination of 5 Year Integrated Seventh Semester B A LLB conducted in September 2024 within a fixed and urgent timeline, and at any rate before the enrolment deadline of 9th December 2024 (with fine) to ensure that the Petitioner is able to register for the enrolment fixed on 5-1-2024.

Dated this the 3rd day of December, 2024.

**PETITIONER**

**COUNSEL FOR THE PETITIONER**