



2026:KER:22618

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE BECHU KURIAN THOMAS

THURSDAY, THE 12TH DAY OF MARCH 2026 / 21ST PHALGUNA, 1947

WP(C) NO. 37092 OF 2025

PETITIONERS:

- 1 VAIBHAV Y KINI, AGED 22 YEARS
S/O YOGINDUNANATH, 4/1281 NORTH CHERLAI,
KOCHI, PIN - 682 002.**
- 2 SILA MARY BABU, AGED 19 YEARS
D/O BABU T K, THACHUMYALIL, KARIPPADOM PO,
VELLOOR, PO: KARIPADOM, KOTTAYAM,
KERALA, PIN - 686 605.**
- 3 ABHISHEK T SHALU, AGED 19 YEARS
S/O SHALU K D, THRIKKEPARAMB,
CHALIKKAVATTOM, VENNALA P O,
VENNALA S. O, ERNAKULAM,
KERALA, PIN - 682 028.**
- 4 APARNA A., AGED 23 YEARS
C/O ADMAJAN P.R, AYANIVILA VEEDU,
PUNNAKULAM, KOTTUKAL P.O, NEYYATTINKARA,
THIRUVANANTHAPURAM, KERALA, PIN - 695 501.**
- 5 ARJUN RAMESH, AGED 27 YEARS
S/O ASHA RAMESH, KOYIPURATHU,
MALAKUNNAM, CHETHIPUZHA,
KERALA, PIN - 686 535.**
- 6 IAN JOSEPH, AGED 22 YEARS,
S/O JOSEPH J, 51/1873 PADAYATTIL HOUSE,
MEECHARY ROAD PETTA, ERNAKULAM,
KERALA, PIN - 682 038.**
- 7 JINU BABU, AGED 25 YEARS
S/O BABU, POOTANANIYIL, KODUNGA,
ELAMKADU, KOOTTICKAL, KOTTAYAM,
KERALA, PIN - 686 514.**



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- 8 PRAGYA THOMAS, AGED 24 YEARS
C/O P.J THOMAS, PANTHALANICKAL,
MUNDAKAYAM P.O. ERUMELI NORTH,
31ST MILE, KOTTAYAM, KERALA, PIN - 686 513.
- 9 RESAL RAJEEV, AGED 23 YEARS
S/O P RAJEEV, PARAMBIL IDINJAMALA,
KALOKOONTHAL, IDINJAMALA,
IDUKKI, KERALA, PIN - 685 514.

BY ADV SMT.SIJI ABRAHAM

RESPONDENTS :

- 1 MAHATMA GANDHI UNIVERSITY
PRIYADARSINI HILLS, KOTTAYAM - 686 001.
REPRESENTED BY ITS REGISTRAR,
- 2 THE VICE CHANCELLOR
MAHATMA GANDHI UNIVERSITY,
PRIYADARSINI HILLS, P.O.,
KOTTAYAM - 686 560.
- 3 THE CONTROLLER OF EXAMINATIONS
MAHATMA GANDHI UNIVERSITY,
PRIYADARSINI HILLS, KOTTAYAM - 686 001.
- 4 ST. DOMINIC'S COLLEGE OF LAW
PARATHODU, P.O., KANJIRAPPALLY, PODIMATTOM,
KANJIRAPPALLY, KERALA, PIN - 686 512.
- 5 THE BAR COUNCIL OF INDIA
21, ROUSE AVENUE, INSTITUTIONAL AREA,
NEAR BAL BHAWAN, NEW DELHI - 110 002.

BY ADVS. SURIN GEORGE IPE - R1
SMT.A.K.PREETHA
SMT.DEVIKA MOHAN - R4
SMT.RESHMA R.KRISHNAN
SHRI.DEVADATH G.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
12.03.2026, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:



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BECHU KURIAN THOMAS, J.**W.P.(C) No.37092 of 2025****Dated this the 12th day of March, 2026****JUDGMENT**

Petitioners are students enrolled in the 3 year Unitary LL.B and 5 year LL.B course at the 4th respondent Institution, which is affiliated to the first respondent University. Some of the petitioners were initially deprived of an opportunity to write their examinations on account of shortage in attendance. While so, petitioners 4 to 6 obtained condonation for their attendance shortage from the University itself, and respondents 7 and 9 was found to have sufficient attendance to write the examination. Petitioners 1 to 3 were also identified as having attendance within the condonable limits. Hence, after the petitioners approached this Court through this writ petition, an interim direction was issued on 09.10.2025, directing respondents 3 and 4 to accept the examination fees of the petitioners provisionally, subject to further orders in this writ petition.

2. Petitioners contend that the college had conducted only 71 working days in total for the second semester for both courses. Therefore, the petitioners were deprived of making good their shortage of attendance since the minimum required working days as per the University regulations was 90 working days. The learned counsel relied upon the



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decision in ***Satheesh Kumar N. and Others v. Mahatma Gandhi University and others*** [2015 (4) KHC 932], which stipulated that examinations for each semester can only be scheduled after a minimum of 90 working days and only after the completion of the requisite number of lecture classes, tutorials, moot court and seminars can the examination for each of the Semesters be scheduled, with the minimum hours stipulated by the Bar Council of India being completed before the commencement of the examinations for each of the Semester.

3. Having heard the learned counsel for petitioners, learned Standing Counsel for the University, the learned counsel for the 4th respondent as well as the learned Standing Counsel for the 5th respondent, this Court is of the view that since petitioners 1 to 3 had already written the examination provisionally, the order permitting them to write the examination must be made absolute.
4. In this context, this Court bears in mind the fact that the college had failed to conduct the minimum number of hours before scheduling the examination, which it is was bound to do. Had the college carried out the minimum number of hours and working days, there was every chance for the students to make up for the shortage in attendance and even achieve the minimum percentage of attendance or at least fall within the condonable limit. Therefore, petitioners have been prejudiced on account of the omission of the college to conduct the minimum number of working days.

In such circumstances, I am satisfied that the permission granted to



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the petitioners to write the second-semester examination should be regularized, and their results should be published. Ordered accordingly.

The writ petition is allowed as above.

sd/-
BECHU KURIAN THOMAS
JUDGE

AMV/13/03/2026



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APPENDIX OF WP(C) NO. 37092 OF 2025**PETITIONER EXHIBITS**

EXHIBIT P1	REGULATION FOR THE THREE YEAR UNITARY LL.B DEGREE COURSE.
EXHIBIT P2	COMMON REGULATION FOR THE FIVE YEAR INTEGRATED DOUBLE DEGREE LL.B. (HONORS) COURSES.
EXHIBIT P3	BAR COUNCIL OF INDIA RULES OF LEGAL EDUCATION 2008.
EXHIBIT P4	THE ATTENDANCE RECORD OF THE 3-YEAR UNITARY LL.B. COURSE FOR THE PRESENT ACADEMIC SEMESTER (JUNE 2, 2025 - SEPTEMBER 29, 2025), ISSUED BY THE 4TH RESPONDENT.
EXHIBIT P5	TRUE COPY OF THE ATTENDANCE RECORD OF THE 5-YEAR INTEGRATED LL.B. COURSE.
EXHIBIT P6	ACADEMIC SCHEDULE FOR THE FIVE YEAR INTEGRATED DOUBLE DEGREE LL.B (HONS) AND THREE YEAR UNITARY LL.B PROGRAMME FOR THE 2024 YEAR ADMISSIONS RELEASED BY THE 1ST RESPONDENT.
EXHIBIT P7	THE EXTRACT OF EXAM CALENDAR 2025 OF 3 YEAR UNITARY LL.B AND 5 YEAR INTEGRATED LL.B COURSE.
EXHIBIT P8	A COPY OF THE EXAM FEE NOTIFICATION RELEASED BY THE 1ST RESPONDENT.
EXHIBIT P9	A COPY OF THE NOTICE ISSUED BY THE 4TH RESPONDENT.
EXHIBIT P10	A COPY OF SUCH REPRESENTATION MADE TO THE 2ND RESPONDENT.
EXHIBIT P11	A COPY OF THE JUDGMENT IN WPC 28492 OF 2015 DATED 29.09.2015.