



SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			<u>WPMS/3042/2026</u> Shivani --Petitioner Versus Govind Ballabh Pant University Of Agriculture And Technology --Respondent <u>Hon'ble Manoj Kumar Tiwari, J</u> 1. Mr. Shakti Sourabh Purohit & Mr. A. Purohit, Advocates for the petitioner. 2. Mr. V.D. Bisen, learned Additional C.S.C. for the State of Uttarakhand. 3. Mr. Vipul Sharma, learned counsel for the respondent-University. 4. Petitioner is a student of Bachelor of Veterinary Science and Animal Husbandry Course in Govind Ballabh Pant University of Agriculture & Technology (in short 'University'). According to her, due to ill health, she was unable to write compartment examination for Pathology Subject (2nd year), which was held on 1st & 2nd September, 2026. 5. University has taken a decision to revert the petitioner back to original class i.e. Second Year, on the ground petitioner remained unsuccessful in the compartment examination. 6. Learned counsel for the petitioner submits that petitioner cannot be treated as unsuccessful, as due to acute abdominal pain, she had to leave the examination-hall, therefore, the decision taken by the University, to revert the petitioner back to second year, is unjust



			and unsustainable. 7. Learned counsel for the petitioner has relied upon provision contained in Regulation 17 of the Veterinary Council of Indian Minimum Standards of Veterinary Education (Bachelor of Science and Animal Husbandry – Degree Course) Regulations, 2016, which is reproduced below:- “17. Compartmental examination.(1) A student failing in a maximum of two subjects only may be allowed to appear in compartment examination for those subject(s) and the compartment examination shall comprise of the annual component of both the theory and practical of the failed subject(s) which shall constitute 40 and 40 per cent weightage, respectively, and the marks obtained in internal assessment of theory shall be considered for the evaluation of compartment examination. (2) The compartmental examination shall be conducted within twenty calendar days of subsequent year registration and if the student fails in the compartmental examination, he or she shall be reverted back to the original class and the results of such compartment examination shall be declared within ten days after the examination is conducted.” 8. By relying on Regulation 17(2) of the Regulations, it is contended on behalf of the petitioner that since petitioner could not appear in the compartment examination, because of medical reason, therefore, she cannot be treated as failed and the decision to revert her back to original class is unjustified. 9. Learned counsel for the University, however, disputes the contention and submits that petitioner had marked her presence in the examination-hall and petitioner’s non-appearance in the examination amounts to failure. 10. Having regard to the facts and circumstances of the case, the writ
--	--	--	---



petition is disposed of with a direction to Vice Chancellor of the University to consider the representation made by petitioner on 09.09.2026 and take decision, in the light of provision contained in Regulation 17(2) of the Regulations (*referred to above*), within ten days. Till decision is taken on petitioner's representation, she shall be permitted to attend 3rd year classes. However, petitioner's attending 3rd year classes will not create any equity in her favour.

(Manoj Kumar Tiwari, J)

05.10.2026

Aswal
NOTI RAJ
SINGH
ASWAL