HC-KAR
NC: 2026:KHC:61275
WP No. 30179 of 2026
CNR: KAHC010661752026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 4TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE S SUNIL DUTT YADAV

WRIT PETITION NO. 30179 OF 2026 (EDN-RES)

BETWEEN:

1. GAGAN DEEPU B K
   S/O KRISHNAPPA B.M.
   AGED ABOUT 22 YEARS,
   OCC STUDENT,
   R/A PAVAMANA NILAYA,
   MELUR VILLAGE AND POST
   SHIDLAGHATTA TALUK,
   CHIKKABALLAPURA DISTRICT.

...PETITIONER

(BY SRI. CHANDRASHEKAR G M., ADVOCATE)

AND:

Digitally signed by PRAKASH N
Location: HIGH COURT OF KARNATAKA

1. THE STATE OF KARNATAKA
   REPRESENTED BY
   THE PRINCIPAL SECRETARY,
   DEPARTMENT OF MEDICAL EDUCATION,
   M.S. BUILDING, DR. AMBEDKAR VEEDHI,
   BENGALURU 560 001.

2. RAJIV GANDHI UNIVERSITY OF HEALTH SCIENCES
   REPRESENTED BY ITS
   VICE-CHANCELLOR,
   4TH T BLOCK, JAYANAGAR,
   BENGALURU - 560 041.

3. THE REGISTRAR
RAJIV GANDHI UNIVERSITY OF HEALTH SCIENCES,
4TH T BLOCK, JAYANAGAR,
BENGALURU -560 041.

4. THE EXECUTIVE DIRECTOR
KARNATAKA EDUCATION AUTHORITY,
SAMPIGE ROAD, 18TH CROSS,
MALLESHWARAM, BANGALORE - 560 012.

5. T. JOHN GROUP OF INSTITUTIONS
REPRESENTED BY ITS SECRETARY
GOTTIGERE, BANNERGHATTA ROAD,
BENGALURU - 560083.

6. THE PRINCIPAL
T. JOHN COLLEGE OF PHARMACY,
GOTTIGERE, BANNERGHATTA ROAD,
BENGALURU 560083.

7. THE GENERAL SECRETARY
VOKKALIGARA SANGHA,
K.R. ROAD, VISHVESHWARAPURA,
BENGALURU - 560004.
REGISTERED UNDER CO-OPERATIVE
SOCIEITIES ACT

8. THE PRINCIPAL
V.V.PURAM INSTITUTION OF
PHARMACEUTICAL SCIENCES,
22ND MAIN, 24TH CROSS,
BANASHANKARI 2ND STAGE,
OPP TO BDA COMPLEX,
BENGALURU - 560 070.

9. PHARMACY COUNCIL OF INDIA,
REP. BY ITS REGISTRAR CUM SECRETARY
COMBINED COUNCILS BLDG,
KOTLA ROAD,
P.B.NO.7020
NEW DELHI- 110002.

…RESPONDENTS

(BY SRI. G.M. CHANDRASHEKAR., ADVOCATE;
SMT. ASHVINI PATIL, AGA FOR R1;
SMT. FARAH FATHIMA, ADVOCATE FOR R2 AND R3;
SRI. N.K. RAMESH, ADVOCATE FOR R4;
SRI. T. KRISHNA, ADVOCATE FOR R-5 AND R-6;
SRI. S.S. HAVERI, ADVOCATE FOR R-9)

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF CONSTITUTION OF INDIA PRAYING TO A) QUASHING THE SL.NO.16 PARTICULAR OF THE REVISED NOTIFICATION DATED 05.07.2022 BEARING NO.RGHUS/SW/79/ALL COURSES/MIG TRANSFER/2022-23, VIDE ANNEXURE-H ISSUED BY THE RESPONDENT NO.3 AND B) DIRECTING THE RESPONDENT NO.2 AND 3 TO PERMIT / APPROVE TO MIGRATE /TRANSFER THE PETITIONER FROM THE RESPONDENT NO.6 INSTITUTION RESPONDENT NO.8 INSTITUTION AS PER ANNEXURE F AND G NOC CERTIFICATES, DATED 11/06/26 AND 14/08/2026 RESPECTIVELY AND ETC.

THIS PETITION, COMING ON FOR ORDERS, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE S SUNIL DUTT YADAV

HC-KAR
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ORAL ORDER

1. The present petition has been filed by the student of respondent No.5-Institution seeking issuance of writ of certiorari to set aside the revised Notification at Annexure-'H', and to issue a writ in the nature of mandamus to direct respondents Nos.2 and 3 to permit and approve the migration sought to the respondent No.8 - Institution.

2. The matter was heard on various dates.

3. Learned counsel appearing for the respondent-Rajiv Gandhi University of Health Sciences [RGUHS], Karnataka, Bengaluru would submit that the Regulations of RGUHS at Annexure-'H' has certain inbuilt restrictions and are narrower than the Regulations of the Pharmacy Council of India at Annexure-'J'.

4. Learned counsel Sri. S.S.Haveri, appearing for respondent No.9 - Pharmacy Council of India submitted that the Regulations at Annexure-'J' are the appropriate

Guidelines and the case of the petitioner may be considered in terms of the said Regulations.

5. Learned counsel for the petitioner has raised various submissions including hardship. Under the peculiar facts of the case, it would be appropriate to direct respondents Nos.2 and 3 to consider the request of the petitioner for migration from respondent No.5-Institution to the respondent No.8 - Institution, in terms of the Regulations at Annexure-'J'.

6. Learned counsel for the petitioner submits that respondent Nos.5 and 8 have already expressed their intention by virtue of No Objection Certificate (NOC), however, learned counsel appearing for RGUHS submits that such NOCs may be forwarded by respondents Nos.6 and 8 to respondents Nos.2 and 3. Upon such NOCs from the respective Institutions regarding request for migration is forwarded to respondents No.2 and 3, appropriate decision may be taken within a period not later than ten

(10) days from the date of receipt of NOCs from the said Institutions. It is open to respondents No.5 and 8 to either issue fresh NOCs or forward NOCs earlier issued to RGUHS within an outer limit of three days on written request by the petitioner.

7. In light of the petition having been filed on 21.09.2026, the time taken till appropriate order is passed by RGUHS may result in the petitioner not attending the classes till such time. In the peculiar facts of the case, as the present petition itself was filed on 21.09.2026, RGUHS University and the Institutions may pass appropriate internal orders insofar as attendance for the period from commencement of class till communication of order on the request of migration is made.

Accordingly, the writ petition is ***disposed of***.

Sd/-
(S SUNIL DUTT YADAV)
JUDGE

SKS/VGR