

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
C.P. No.D-1588 of 2023

DATE	ORDER WITH SIGNATUREs OF JUDGE(S)
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1. For hearing of CMA No.28782/2023 (O.39, R 1&2, CPC)
2. For hearing of CMA No.7923/2023
3. For hearing of main case.

08.04.2025

Syed Muhammad Hassan Meerza, advocate for petitioner
Mr. Sandeep Malani, Assistant Advocate General Sindh
Mr. Ameeruddin, advocate for respondent No.2
Mr. Muhammad Ayub Awan, advocate for respondent No.3
Asim Khan, Superintendent & Azeem Wash, Computer Operator, University of Karachi

Learned A.A.G. and learned counsel for respondents state that petitioner had failed in viva voce examination and that was the result submitted. However, the petitioner was wrongly shown as having passed and in such regard cognizance was taken by the Vice Chancellor and a committee was constituted. The committee concluded that petitioner had in fact failed and result was tampered to demonstrate otherwise. After the aforesaid, the result was cancelled, however, the petitioner was offered to appear in a viva voce examination again. Since the petitioner in fact seeks issuance of the degree through the orders of this Court, however, we have not been empowered by the law to do so. In view of the factual dispute recorded supra, recourse to writ jurisdiction is even otherwise unwarranted. Learned counsel for petitioner further remains unable to demonstrate as to whether such a writ could be entertained in respect of an educational institution especially in view of judgment of the Supreme Court reported as PLD 2022 SC 92 (*Khyber Medical University & Others versus Aimal Khan and Others*). The petition is found to be misconceived, hence, dismissed along with pending applications.

Judge

Judge