



KARNATAKA STATE LAW UNIVERSITY

Navanagar, Hubballi-580025

Accredited with 'A' Grade by NAAC

Phone: 0836-2222472/2222392

Website : kslu.karnataka.gov.in

Fax : 0836-2223392

Proceedings of the meeting of statutory officers of the Karnataka State Law University, Hubballi held on 21.12.2021 by online mode

Whereas the KSLU had notified to conduct examinations of even semesters of 3 year LL.B. programme and 5 year B.A.,LL.B., B.B.A.,LL. B. and B.Com., LL.B. programmes from 18th October, 2021 (notification No KSLU/Exam/2021-22/676 (a) dated 22.9.2021). The University had to revise the dates of examinations and hence, it notified the revised examination notification rescheduling exams from 21st October, 2021 (revised notification KSLU/Exam/2021-22/ dated 4.10.2021). Thereafter, again timetable was revised and issued in first week of November rescheduling the exams from 15th November, 2021. The students of 3 year LL.B. programme challenged the revised time table scheduling exams from 15.11.2021 before the single judge bench of Hon'ble High Court of Karnataka, Bangalore through Writ Petitions numbered 18172/2021, 18230/2021 and 19816/2021. Similarly, Writ Petitions numbered 104008/2021 and 103440/2021 were also being filed by students of 3 year LL.B. programme before single judge bench of Hon'ble High Court of Karnataka, Dharwad Bench, Dharwad.

The High Court of Karnataka, Bangalore passed interim order dated 12.11.2021 in above cited Writ Petitions granting stay on conducting the examinations. Following the said order even Dharwad bench of High Court of Karnataka granted stay on even semester examinations. In the light of the said order the University had to postpone the examinations (Letter no. KSL/Examination Section/21-22/730 dated 13.10.2021).

Against the said interim orders, the University preferred appeal before the Division Bench of High Court of Karnataka, Bangalore through the Writ Appeals numbered 1245/2021, 1259/2021 and 1269/2021. The Appellate Court through interim order dated 24.11.2021 in W.A. No. 1245/2021 was pleased vacate the stay granted by the learned single judge bench of High Court of Karnataka, Bangalore in W.P. No. 18230/2021 and permitted the University to conduct the examinations in the prescribed manner subject to the direction that the results of the examinations shall be subject to further orders. The Appellate Court again through its order dated 1.12.2021 in W.As. No. 1269/2021 and 1259/2021 permitted the University to conduct the examinations in prescribed manner subject to the direction that the results of the examinations shall be subject to further orders.

The single judge bench of High Court of Karnataka, Dharwad Bench, Dharwad following the orders given in above cited Writ Appeals vacated the stay granted in W.Ps. No. 104008/2021 and 103440/2021 through its order dated 2.12.2021.

Subsequent to the order dated 1.12.2021 in above cited Writ Appeal the University issued Circular No. KSLU/Exam/2021-222/ dated 1.12.2021 announcing the dates of examinations from 15.12.2021. The detailed time table was notified on 2.12.2021.

 21.12.2021

On 13th and 14th of December, 2021 W.P. No. 104008/2021 came to be heard by the single judge bench of High Court of Karnataka, Dharwad Bench, Dharwad and passed the order dated 14.12.2021 quashing the examination notifications of the University. The Court directed the University to follow the mode of assessment as directed by the Principal bench High Court of Karnataka, Bangalore in its order dated 8.2.2021 in W.P. 14389 of 2021. Thus, the University was directed to promote students on the basis of academic performance in previous semester and internal assessment of the current semester on 50: 50 bases and held that the order is applicable only to the students of 2nd and 4th semester of 3 year LL.B. programme.

It is pertinent to note that some students of 5 year LL.B. programme also filed a Writ Petition No. 22736 of 2021 before the High Court of Karnataka, Bangalore (filed on 7.12.2021) claiming the promotion based on assessment of previous semester's academic performance and internal assessment of the current semester on 50: 50 bases. The matter came to be heard by single judge bench of High Court of Karnataka, Bangalore on 15th, 17th and 20th of December, 2021. After hearing the arguments presented by the parties to the petition and perusing the records the Court reserved the matter for final order without fixing the date. However, his Lordship declined to stay the examinations and the examinations which have commenced from 15.12.2021 are continuing.

Meanwhile, after duly considering the judgment dated 14.12.2021 passed in W.P. 104008 of 2021, the University apprehended that the law degrees earned by means other than examinations are not likely to be recognised by the Bar Council of India and preferred appeal on 21.12.2021 against the said judgment.

Amidst all these developments the Law examinations for 5 year LL.B. students (fresher's & repeaters) and for repeaters of 3 year LL.B. students commenced from 15.12.2021. The major chunk of students is writing the examinations. In fact, the same has been brought to the notice of single judge bench of High Court of Karnataka, Bangalore in W.P. No. 22736 of 2021.

In the meanwhile, student organisations made representations for conducting classes and expressed anxiety about delay in the academic schedule. In fact, request by law students to postpone examinations in December 2020 for a month and approach of litigation in relation to November 2021 and December 2021 examinations, in addition to pandemic, had also contributed to delay.

In view of the above, the Statutory Officers of the University after considering all the matters comprehensively in their meeting have arrived at the following conclusion:

Without prejudice to the right of the University to contest in any of the proceedings in any of the Benches of the High Court of Karnataka, Dharwad or Bangalore Bench or any other Court or Supreme Court, the University has decided to commence classes for students of 3rd and 5th semester of 3 year LL.B. programme for the academic year 2021-2022 in its affiliated law colleges by following Covid 19 norms and without disturbing the ongoing examinations of 5 year LL.B. students (fresher's & repeaters) and repeaters of 3 year LL.B. students. A circular shall be sent to the Principals accordingly.


REGISTRAR

2.12.2021