

তারিখ ... APR. 27 2000 ...

পৃষ্ঠা ১

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HC order to DB Chairman

132 HSC candidates to sit for exams

Supreme Court Correspondent

The 132 students of Humanities Group of Motijheel Model High School and College are now permitted to appear at the ensuing HSC examination scheduled to begin today (April 27). The High Court on Wednesday directed the Chairman of the Board of Secondary and Higher Education, Dhaka to allow 128 students of Humanities Group of the said college to appear at the HSC examinations that begin today (April 27), on the basis of the Registration Information Form submitted by those students to the said Board. The court by the same order also directed the Chairman of the Board not to

publish the results of those 128 students till disposal of the rule. The Board authority has already issued Admit cards for the rest 4 students.

The High Court Division Bench comprising Justice Mainur Reza Chowdhury and Justice Md Mozammel Hossain passed the above order and also issued a Rule Nisi calling upon the Secretary, Ministry of Education; Chairman, Board of Secondary and Higher Education, Dhaka, National Curriculum and Text Board and the Principal of said college to show cause within 4 weeks as to why the action of the Board

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132 HSC

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Chairman cancelling registration of students of Humanities group of Motijheel Model School and College, Dhaka and refusing to issue Admit Cards to them to ensure them to appear at the aforesaid HSC examination to be held from today, should not be declared to have been made without lawful authority and as such was of no legal effect and why the Board Chairman should not be directed to allow them to sit for the said examination.

It may be mentioned here that those students committed some irregularities in the registration form relating to subjects to sit at for in the session of 1998-99. It was mandatory for each student to choose 2 subjects out of 4 optional subjects which they did not do. However the Board authority did not issue any Admit Card to those students for the said wrong crept in.

Miss Marufa Akhter Jarna, one of the said candidates filed a Writ petition in the High Court contending that the Board authority and the College authority were at fault for which they should not be liable. Moreover it is mere an irregularity which can be condoned. On the other hand the Board authority argued that the students and school authority committed wrong in violation of the mandatory provision of law. However after hearing both the parties the court passed the said order.

Senior Advocate Khondaker Mahbubuddin Ahmed appeared for the Petitioner. Attorney General Mahmudul Islam with Additional Attorney General Mahbubey Alam appeared for the government.