

IN THE HIGH COURT OF MADHYA PRADESH
AT JABALPUR
WP No. 41255 of 2026

CNR No.: MPHC010730902026

(SMT. JANAK KAPOOR AND OTHERS Vs THE STATE OF MADHYA PRADESH AND OTHERS)

Dated : 01-10-2026

Shri Sankalp Kochar - Advocate for the petitioners.

Shri A.S. Baghel - Government Advocate for the respondents/State.

Issue notice to the respondents on payment of process fee within seven working days by RAD mode, failing which this petition shall stand dismissed without further reference to the Court.

Heard on the question of interim relief.

Learned counsel for the petitioner submits that in pursuance to offence registered at Crime No.80/2024 on 22/11/2024, action has been taken by respondent No.2 against the University. As per the petitioners, the entire action was taken in pursuance to some marksheets submitted by the students which are declared to be fake marksheets. The allegation in the FIR is of permitting a dummy candidate to appear in the examination. For a period of two years since from 2024, no notices have been issued to the petitioners, neither they have been informed regarding registration of FIR. All of a sudden, the Vice Chancellor of the University has been arrested by respondent No.2 and he is behind the bars. Petitioners No.1 and 2 does not have any nexus with the University as on date and petitioner No.3 is the Chancellor of the University. It is submitted that petitioner No.1 is 96 years of age and is suffering from various ailments and petitioner No.2 is 67 years

of age and he is also suffering from various ailments. Documents pertaining to their ailments are filed along with the petition as Annexure-P/5 and some of the documents are uploaded in the reference column of ERP. Petitioner No.3 being the Chancellor of a reputed University is ready to cooperate with the investigation if required in the matter. It is further submitted that the University filed a Writ Petition before this Court being W.P. No.5290/2026, wherein there was an interim order granted by the Court on 10/02/2026. Rajasthan Government assailed the same before the Hon'ble Supreme Court and during the pendency of SLP, the persons were arrested and therefore, the SLP was disposed of with liberty to the parties to avail their respective remedies before the High Court. As on date, they are apprehending any coercive action to be taken against them by respondent No.2 based upon an affidavit given by one Manoj Kumar Gandwane, Assistant Professor working in the Department of Chemical Engineering in Sri Satya Sai University of Technology and Medical Sciences, Sehore (M.P.). It is stated in the affidavit that on 17/09/2026, he visited Central Jail, Jaipur for meeting Dr. Mukesh Tiwari, who was the Vice Chancellor and has been arrested by Rajasthan Police Authorities, who has informed regarding information sought with respect to petitioners by the Rajasthan Police Authorities. Therefore, petitioners are apprehending their arrest.

From the facts of the case, it is reflected that since the registration of FIR in the year 2024, no action has been taken by respondent No.2 against the petitioners. It is submitted before this Court that they have not been made accused in criminal case registered at Crime No.80/2024.

Under these circumstances, as a matter of interim relief, it is directed that no coercive action in pursuance to criminal case registered at Crime No.80/2024 be taken against the petitioners till the next date of hearing. Petitioners are directed to cooperate in the investigation with respondent No.2, if required in the matter.

List the matter for further consideration after service of notices on the respondents.

Certified copy today.

(VISHAL MISHRA)
JUDGE

Shbhnr