

ITEM NO.44

COURT NO.6

SECTION

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Diary No(s). 17347/2017

(Arising out of impugned final judgment and order dated 02-02-2017
in WP No. 4367/2016 passed by the High Court Of M.P. At Indore)

STATE OF MADHYA PRADESH & ANR.

Petitioner(s)

VERSUS

INDORE SCHOOL OF SOCIAL WORK & ANR.

Respondent(s)

(FOR ADMISSION and I.R.)

(with CONDONATION OF DELAY IN FILING SLP)

(with application for EXEMPTION FROM FILING O.T.)

Date : 17-07-2017 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE KURIAN JOSEPH
HON'BLE MRS. JUSTICE R. BANUMATHIFor Petitioner(s) Mr. Mishra Saurabh, AOR
Mr. Ankit Kumar Lal, Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following
O R D E R

Delay condoned.

The learned counsel for the petitioners has made two
submissions :-

i) In the matter of selection of the Principal, the procedure
prescribed, namely, the College Code read with UGC Regulations, has
not been followed.

ii) In any case, the person selected is not qualified.

Though we find some force in the submissions made by the
learned counsel as far as the first point is concerned, now that
the High Court has gone into the procedure of selection and has
remitted the matter so as to verify the qualification of the person

selected, we do not find it a fit case to exercise our jurisdiction under Article 136 of the Constitution of India, since it is admitted by the State that the respondent is a minority institution.

In view of the above, the Special Leave Petition is dismissed.

However, we leave the question of law open as far as the first point is concerned.

Pending interlocutory applications, if any, stand disposed of.

(JAYANT KUMAR ARORA)
COURT MASTER

(RENU DIWAN)
ASSISTANT REGISTRAR