

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (C) No(s). 28610/2017

(Arising out of impugned final judgment and order dated 22-08-2017 in WPMB No. 14703/2017 passed by the High Court Of Judicature At Allahabad, Lucknow Bench)

MEDICAL COUNCIL OF INDIA

Petitioner(s)

VERSUS

RAJSHREE MEDICAL RESEARCH INSTITUTE & ORS.

Respondent(s)

WITH

SLP(C) No. 30030/2017 (XI)
(IA NO.114837/2017 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 28926/2017 (XI)
(FOR ADMISSION and I.R. and IA No.112195/2017-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 29997/2017 (XI)
(IA NO.114996/2017 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 30388/2017 (XI)
(FOR ADMISSION and I.R. and IA No.116584/2017-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 32717/2017 (XI)
(FOR ADMISSION and I.R. and IA No.127285/2017-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

W.P.(C) No. 40/2018 (X)
(IA NO.22718/2018 - INTERVENTION/IMPLEADMENT)

SLP(C) No. 6699/2018 (XI)
(IA NO.72720/2018 - DELETING THE NAME OF PETITIONER/RESPONDENT)

SLP(C) No. 6702/2018 (XI)
(IA NO.90300/2018 - I/A FOR DELETION OF PRIVATE RESPONDENTS PROFORMA RES. NOS.5 TO 10 FROM THE MEMO OF PARTIES)

Date : 29-01-2019 These petitions were called on for hearing today.

CORAM :

**HON'BLE MR. JUSTICE L. NAGESWARA RAO
HON'BLE MR. JUSTICE SANJAY KISHAN KAUL**

For Petitioner(s) Mr. Vikas Singh, Sr. Adv.
 Mr. Gaurav Sharma, AOR
 Mr. Dhawal Mohan, Adv.
 Mr. Prateek Bhatia, Adv.
 Mr. Abhishek, Adv.
 Prasanna Mohan, Adv.

 Mr. Gaurav Bhatia, AOR
 Mr. Abhay Anand Jena, AOR

 Mr. Ajit Kr. Sinha, Sr. Adv.
 Mr. R. Balasubramanian, Adv.
 Ms. Vimla Sinha, Adv.

 Mr. P.S. Patwalia, Sr. Adv.*

For Respondent(s) Mr. Ankur Prakash, AOR

 Mr. Abdhesh Chaudhary, Adv.
 Mr. Amit Jaiswal, Adv.
 Mr. Om Prakash Sharma, Adv.
 Mr. Yogesh K., Adv.
 Mr. Rajiv Ranjan Dwivedi, AOR
 Mr. Gaurav Sharma, AOR

 Mr. Vishnu Shankar Jain, AOR

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

A statement was made in the affidavit dated 19.03.2018 filed on behalf of Respondents 3, 4 and 5 that the Medical Colleges resorted to a practice by which they were refusing to admit students allotted by the DGME. It was further stated that the Medical Colleges were admitting students who did not participate in the common counselling and whose names were not recommended by the DGME.

In SLP (C) No.28610 of 2017, the sanctioned strength of the college for making admissions to first MBBS for the year 2016-2017 is 150. The college admitted 72 students from the list sent by the DGME and the remaining 78 seats were filled up by admitting students whose names were not in the list. The State of Uttar Pradesh is directed to file an affidavit giving particulars of all the students who have been allotted to Respondent No.1-Rajshree Medical Research Institute (SLP (C) No.28610 of 2017) for the year 2016-2017 along with the marks obtained by them and their ranking. Details of the allotment of the students in respect of other medical colleges i.e. Hind Institute of Medical Sciences (SLP (C) No.30030 of 2017), F.H. Medical College (SLP (C) No.28926 of 2017) shall also be furnished by the State.

There is a reference to several complaints made by eligible students that the Management of the Medical Colleges are guilty of committing irregularities by admitting students who are lower in merit than them.

Learned senior counsel appearing for the petitioner in W.P. (C) No.40/2018 seeks and is granted two weeks' time to file counter affidavit.

List after two weeks.

(GEETA AHUJA)
COURT MASTER (SH)

(KAILASH CHANDER)
ASSISTANT REGISTRAR

*Appearance slip not given