

IN THE SUPREME COURT OF INDIA  
INHERENT JURISDICTION

CONTEMPT PETITION (CIVIL) No.692 OF 2020  
IN  
CIVIL APPEAL NO.8510/2019

MR. SYED SADIK ALI SHIHAB THANGAL

PETITIONER(S)

VERSUS

DR. JOSHY C.L. & ORS.

RESPONDENT(S)/  
ALLEGED CONTEMNOR (S)

O R D E R

This contempt petition is filed complaining of violation of the directions issued in the judgment of this Court dated 08.11.2019 in SLP (Civil) No.28121 of 2018. The issue that was considered by this Court in the said judgment is whether the mandate of the Council of Architecture (COA) or All India Council for Technical Education (AICTE) would prevail on the question of granting approval and related matters for conducting architectural education course. This Court came to the conclusion that Council of Architecture would be the regulatory authority for courses in architecture. The complaint of the petitioner is that the Calicut University by its proceedings dated 22.01.2020 and 19.3.2020 refused to grant affiliation on the ground of lack of infrastructure.

Mr. Mushtaq Salim, learned counsel appearing for the contempt petitioner(s) submits that apart from issue of jurisdiction, the other issues relating to infrastructure were also raised in the special leave petition that was

filed by the petitioner. He referred to para 45 of the judgment which reproduced the arguments of the petitioner on Regulation 15(3) of the Minimum Standards of Architectural Education Regulations, 2015 according to which three years' time is permitted for providing the infrastructural facilities by the College.

The Judgment of the High Court is mainly on the issue of jurisdiction of the Council of Architecture in matters relating to conducting the architectural education course.

The decision of the Calicut University not to affiliate is not an issue adjudicated by this Court in the judgment dated 08.11.2019. We are, therefore, of the opinion that this contempt petition cannot be entertained and therefore, is dismissed accordingly. Pending application(s), if any, shall stand disposed of.

However, this will not preclude the petitioner(s) from approaching an appropriate forum to challenge the orders dated 22.01.2020 and 19.03.2020.

.....J  
(L.NAGESWARA RAO)

.....J  
( ANIRUDDHA BOSE )

NEW DELHI;  
05<sup>th</sup> JULY, 2021

ITEM NO.37 Court 6 (Video Conferencing) SECTION XI-A

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

CONMT.PET.(C) No.692/2020 in C.A. No.8510/2019

MR. SYED SADIK ALI SHIHAB THANGAL Petitioner(s)

VERSUS

DR. JOSHY C.L. & ORS. Respondent(s)/  
Alleged Contemnor(s)

Date : 05-07-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE L. NAGESWARA RAO  
HON'BLE MR. JUSTICE ANIRUDDHA BOSE

For the parties :

Mr. Mushtaq Salim, Adv.

Mr. Radha Shyam Jena, AOR

Mr. P. V. Dinesh, AOR

Ms. Rashmi Singh, Adv

Mr. Ashwini Kumar Singh, Adv

Mr. Bineesh K., Adv

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

The contempt petition is dismissed in terms of  
the Signed Order. Pending application(s), if any,  
shall stand disposed of.

(Geeta Ahuja)  
Court Master

(Beena Jolly)  
Court Master

(Signed Order is placed on the file)