

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
MISCELLANEOUS APPLICATION NO. 2019 OF 2020

IN

CIVIL APPEAL NO. 3345 OF 2020

NILAY GUPTA

Petitioner(s)

VERSUS

**CHAIRMAN NEET PG MEDICAL AND
DENTAL ADMISSION/COUNSELLING BOARD 2020 AND
PRINCIPAL GOVT. DENTAL COLLEGE & ORS.**

Respondent(s)

CONTEMPT PETITION (C) No. 641/2020 in C.A. NO. 3349/2020

M.A. NO. 2020/2020 IN C.A. NO. 3345/2020

M.A. NO. 2021/2020 IN C.A. NO. 3345/2020

M.A. NO. 2161/2020 IN C.A. NO. 3345/2020

M.A. NO. 2162/2020 IN C.A. NO. 3345/2020

O R D E R

M.A. No. 2019 of 2020 in C.A. No. 3345/2020

The application for clarification is not maintainable as it is in the nature of seeking a review of the judgment.

The application stands dismissed.

M.A. NO. 2020/2020 in C.A. NO. 3345/2020

This application for clarification is filed by the Chairman NEET PG Medical and Dental Admissions/Counselling Board 2020 and Principal Govt. Dental College.

The only difficulty in implementation of the directions given by this Court on 09.10.2020 is regarding the preparation of the list by taking into account the merit of the NRI applicants or restricting the list by inclusion of such of those persons who approached the Court at the earliest opportunity. As it is made clear in paragraph 34 that the counselling should be confined only to the number of seats filled as a result of the Single Judge's judgment by considering the NRI applicants solely on the basis of merit, there is really no need for us to clarify the judgment. However, we reiterate that the merit amongst the NRI applicants shall be the basis for the counselling to be conducted as directed by this Court in the judgment dated 09.10.2020. The application stands disposed of.

The counselling shall be conducted within a week from today.

Intervention application stands dismissed.

CONTEMPT PETITION (C) No. 641/2020 in C.A. NO. 3349/2020

Mr. Shyam Divan, learned senior counsel, seeks permission to withdraw of the contempt petition as the time for implementation of the judgment of this Court is extended by a week from today. Permission granted. The contempt petition stands disposed of as withdrawn.

M.A. NO. 2019/ 2020 in C.A. NO. 3345/ 2020

M.A. NO. 2021/2020 in C.A. NO. 3345/2020

The miscellaneous application stands disposed of.

M.A. NO. 2161/2020 in C.A. NO. 3345/2020

M.A. NO. 2162/2020 in C.A. NO. 3345/2020

The miscellaneous applications are dismissed.

....., J.
[L. NAGESWARA RAO]

....., J.
[S. RAVINDRA BHAT]

New Delhi;
November 27, 2020.

CORAM :

**HON'BLE MR. JUSTICE L. NAGESWARA RAO
HON'BLE MR. JUSTICE S. RAVINDRA BHAT**

For parties

**Mr. Nakul Dewan, Sr. Adv.
Mr. Purvish Jitendra Malkan, AOR
Ms. Dharita Purvish Malkan, Adv.
Ms. Deepa Gorasia, Adv.
Ms. Neha Ambastha, Adv.
Ms. Bhavna Sarkar, Adv.**

**Mr. Ravi Chirania, Adv.
Ms. Anisha Upadhyay, AOR**

**Mr. Shyam Divan, Sr. Adv.
Mr. D. K. Garg, Adv.
Mr. Pulkit Manuja, Adv.
Mr. Dhananjay Garg, AOR
Mr. Abhishek Garg, Adv.**

**Mr. P. S. Narasimha, Sr. Adv.
Mr. Shiv Mangal Sharma, Adv.
Mr. Saurabh Rajpal, Adv.
Mr. Kartikey Bhatt, Adv.
Ms. Sara Chanda, Adv.
M/s. Aura & Co., AOR**

**Dr. Manish Singhvi, Sr. Adv.
Mr. Sandeep Kumar Jha, AOR**

Mr. Ronak Karanpuria, AOR

**Mr. Gaurav Sharma, Adv.
Mr. Prateek Bhatia, Adv.
Mr. Dhawal Mohan, Adv.
Ms. Alankrita Sinha, Adv.**

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

Miscellaneous Application No. 2019/2020 in C.A. No. 3345/2020 is dismissed, MA No. 2020/2020 in C.A. No. 3345/2020 is disposed of, CONMT.PET.(C) No. 641/2020 in C.A. No. 3349/2020 stands disposed of as withdrawn, MA No. 2021/2020 in C.A. No. 3345/2020 stands disposed of, MA No. 2161/2020 in C.A. No. 3345/2020 and MA No. 2162/2020 in C.A.

M.A. NO. 2019/ 2020 in C.A. NO. 3345/ 2020

No. 3345/2020 are dismissed in terms of the signed order.

Pending applications stand disposed of.

(NIDHI AHUJA)

AR-cum-PS

(ANAND PRAKASH)

BRANCH OFFICER

[Signed order is placed on the file.]

ITEM NO.5+8

Court 5 (Video Conferencing)

SECTION XV

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

Miscellaneous Application No. 2019/2020 in C.A. No. 3345/2020
(Arising out of impugned final judgment and order dated 09-10-2020
in C.A. No. 3345/2020 passed by the Supreme Court of India)

NILAY GUPTA

Petitioner(s)

VERSUS

CHAIRMAN NEET PG MEDICAL AND
DENTAL ADMISSION/COUNSELLING BOARD 2020 AND
PRINCIPAL GOVT. DENTAL COLLEGE & ORS.
(FOR ADMISSION and IA No.104714/2020-CLARIFICATION/DIRECTION)

Respondent(s)

WITH

CONMT.PET.(C) No. 641/2020 in C.A. No. 3349/2020 (XV)
(FOR ADMISSION and IA No.112512/2020-PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES)

MA No. 2020/2020 in C.A. No. 3345/2020 (XV)
(With IA No. 116430/2020 - APPLICATION FOR PERMISSION, IA No.
107052/2020 - CLARIFICATION/DIRECTION, IA No. 107056/2020 -
EXEMPTION FROM FILING AFFIDAVIT, IA No. 116431/2020 - INTERVENTION
APPLICATION, IA No. 112949/2020 - INTERVENTION APPLICATION)

MA No. 2021/2020 in C.A. No. 3345/2020 (XV)
(FOR ADMISSION and IA No.107684/2020-EXEMPTION FROM FILING
AFFIDAVIT and IA No.107682/2020-CLARIFICATION/DIRECTION, IA No.
111649/2020 - EXEMPTION FROM FILING AFFIDAVIT, IA No. 107684/2020 -
EXEMPTION FROM FILING AFFIDAVIT, IA No. 111646/2020 - PERMISSION TO
FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

MA No. 2161/2020 in C.A. No. 3345/2020
(FOR ADMISSION and IA No.110340/2020-EXEMPTION FROM FILING
AFFIDAVIT and IA No.110290/2020-EXEMPTION FROM FILING AFFIDAVIT and
IA No.110288/2020-INTERVENTION/IMPLEADMENT and IA No.110338/2020-
CLARIFICATION/DIRECTION)

MA No. 2162/2020 in C.A. No. 3345/2020 (XV)
(FOR ADMISSION and IA No.119227/2020-EXEMPTION FROM FILING
AFFIDAVIT and IA No.119226/2020-APPLICATION FOR PERMISSION)

Date : 27-11-2020 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE L. NAGESWARA RAO
HON'BLE MR. JUSTICE S. RAVINDRA BHAT

For parties

Mr. Nakul Dewan, Sr. Adv.
Mr. Purvish Jitendra Malkan, AOR
Ms. Dharita Purvish Malkan, Adv.
Ms. Deepa Gorasia, Adv.
Ms. Neha Ambastha, Adv.
Ms. Bhavna Sarkar, Adv.

Mr. Ravi Chirania, Adv.
Ms. Anisha Upadhyay, AOR

Mr. Shyam Divan, Sr. Adv.
Mr. D. K. Garg, Adv.
Mr. Pulkit Manuja, Adv.
Mr. Dhananjay Garg, AOR
Mr. Abhishek Garg, Adv.

M/s. Aura & Co., AOR

Dr. Manish Singhvi, Sr. Adv.
Mr. Sandeep Kumar Jha, AOR

Mr. Ronak Karanpuria, AOR

Mr. Gaurav Sharma, Adv.
Mr. Prateek Bhatia, Adv.
Mr. Dhawal Mohan, Adv.
Ms. Alankrita Sinha, Adv.

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

Miscellaneous Application No. 2019/2020 in C.A. No. 3345/2020 is dismissed, MA No. 2020/2020 in C.A. No. 3345/2020 is disposed of, CONMT.PET.(C) No. 641/2020 in C.A. No. 3349/2020 stands disposed of as withdrawn, MA No. 2021/2020 in C.A. No. 3345/2020 stands disposed of, MA No. 2161/2020 in C.A. No. 3345/2020 and MA No. 2162/2020 in C.A. No. 3345/2020 are dismissed in terms of the signed order.

Pending applications stand disposed of.

(NIDHI AHUJA)
AR-cum-PS

(ANAND PRAKASH)
BRANCH OFFICER

[Signed order is placed on the file.]