

ITEM NO.54

COURT NO.6

SECTION IV-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

Petition(s) for Special Leave to Appeal (C) No(s).20400/2017

(Arising out of impugned final judgment and order dated 21-07-2017 in WP No.08160/2017 passed by the High Court Of M.P. At Jabalpur)

MEDICAL COUNCIL OF INDIA

Petitioner(s)

VERSUS

RKDF MEDICAL COLLEGE HOSPITAL AND
RESEARCH CENTRE & ANR.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.71579/2017-EXEMPTION FROM FILING
C/C OF THE IMPUGNED JUDGMENT)

Date : 14-08-2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.A. BOBDE
HON'BLE MR. JUSTICE L. NAGESWARA RAO

For Petitioner(s) Mr. Vikas Singh, Sr. Adv.
Mr. Prateek Bhatia, Adv.
Ms. Amandeep Kaur, Adv.
Mr. Dhawal Mohan, Adv.
Mr. Gaurav Sharma, AOR

For Respondent(s) Mr. Nidhesh Gupta, Sr. Adv.
Mr. M.N. Rao, Adv.
Mr. Amalpushp Shroti, AOR
Ms. Vrih Gujral, Adv.
Mr. Puneet Varshney, Adv.

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

Having heard learned Senior Counsel appearing for the parties and upon perusal of the record, we are of the view that re-inspection of the respondent-college as ordered by the High Court vide the impugned order, may be carried out by the Medical Council of India by following a due procedure on a permissible day.

We order accordingly.

In the meantime, we also direct that any admission that may be given by the respondent-college to any student shall be completely provisional in nature, being dependent on the result of the inspection. In other words, if the respondent-college fails in the inspection, the students' admission will be liable to be cancelled forthwith, and they will not be entitled to claim any equity in that regard before any court of law.

At the time of admission, the Counseling Committee shall inform the students of the above condition.

The imposition of the above condition would have been avoided if the High Court had not permitted the admission before the result of the inspection.

With the aforesaid directions, the special leave petition stands disposed of.

As a sequel to the above, pending interlocutory application, if any, stand disposed of.

(SANJAY KUMAR-II)
COURT MASTER (SH)

(INDU KUMARI POKHRIYAL)
BRANCH OFFICER