

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 5146 OF 2017  
(Arising out of SLP (C) No.9729 of 2017)

MEDICAL COUNCIL OF INDIA

... Appellant

VERSUS

DHIRAJ SINGH AND ORS

... Respondents

O R D E R

Leave granted.

Heard Mr. Vikas Singh, learned senior counsel along with Mr. Gaurav Sharma, learned counsel for the appellant, Ms. Kamini Jaiswal, learned counsel for respondent no.1 and Mr. E.R. Kumar, learned counsel for respondent no.3, who are the contesting parties.

Having heard learned counsel for the parties, we are only inclined to modify the direction passed by the High Court of Judicature at Madras in W.A. No.189 of 2017 that the respondent Dhiraj Singh shall be admitted to the post-graduate course in D.M. Cardiology for the current academic session 2017-2018 in respondent no.3 college and as a consequence thereof one seat from the respondent no.3 college shall not be filled up from the quota of the said year.

Needless to say, the approach of the Medical Council of India

in the circumstances is justified but we have passed this order in the special features of this case. When we say, we have passed this order in the special features of this case, it means our order cannot be placed reliance upon in other cases.

With the aforesaid modification, the appeal stands disposed of. There shall be no order as to costs.

.....,J.  
(Dipak Misra)

.....,J.  
(A.M. Khanwilkar)

New Delhi;  
April 7, 2017.

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). 9729/2017

(Arising out of impugned final judgment and order dated 07/03/2017 in LPA No. 189/2017 passed by the High Court of Madras)

MEDICAL COUNCIL OF INDIA

Petitioner(s)

VERSUS

DHIRAJ SINGH AND ORS

Respondent(s)

(with appln. (s) for exemption from filing c/c of the impugned judgment and interim relief and office report)

Date : 07/04/2017 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE DIPAK MISRA  
HON'BLE MR. JUSTICE A.M. KHANWILKAR

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

For Respondent(s) Mr. E.R. Kumar, Adv.  
Ms. Swati bhardwaj, Adv.  
For M/s. Parekh & Co., Adv.

Ms. Kamini Jaiswal, Adv.  
Mr. Nikunj Dayal, Adv.  
Mr. Pramod Dayal, Adv.  
Ms. Payal Dayal, Adv.  
Mr. Jayant Bhatt, Adv.  
Mr. Nikunj Dayal, Adv.

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

Leave granted.

The appeal stands disposed of in terms of the signed order.  
There shall be no order as to costs.

(Gulshan Kumar Arora)  
Court Master

(Madhu Narula)  
Court Master

(Signed order is placed on the file)