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\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 15141/2025, CM APPL. 70219/2025, CM APPL. 1958/2026

GARIMA TYAGI & ANR.

.....Petitioners

Through: Mr. Mayank Sapra Adv, Mr. Adhish  
Rajvanshi Adv, and Ms. Lalima Das  
Adv.

versus

LOK NAYAK HOSPITAL & ORS.

.....Respondents

Through: Mr. Sriharsha Peechara Senior  
Standing Counsel for NBEMS with  
Mr. Soumit Ganguli, Ms Ravicha  
sharma, Ms Shruti Agarwal  
Advocate, Mr Akash Sharma  
Advocates for R-11  
Mr. T. Singhdev, Mr. Tanishq  
Srivastava, Mr. Abhijit Chakravarty,  
Mr. Bhanu Gulati, Mr. Vedant Sood,  
Ms. Yamini Singh, Adv. for R-5  
Ms Anubhav Gupta, Adv. for R-1 to 4

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+ W.P.(C) 15431/2025, CM APPL. 81330/2025, CM APPL. 1662/2026

GUNJAN WADHWA & ANR.

.....Petitioners

Through: Mr. Mayank Sapra Adv, Mr. Adhish  
Rajvanshi Adv, and Ms. Lalima Das  
Adv.

versus

LOK NAYAK HOSPITAL & ORS.

.....Respondents

Through: Mr. Sriharsha Peechara Senior  
Standing Counsel for NBEMS with  
Mr. Soumit Ganguli, Ms Ravicha  
sharma, Ms Shruti Agarwal  
Advocate, Mr Akash Sharma



Advocates for R-11  
Mr. T. Singhdev, Mr. Tanishq  
Srivastava, Mr. Abhijit Chakravarty,  
Mr. Bhanu Gulati, Mr. Vedant Sood,  
Ms. Yamini Singh, Adv. for R-5  
Ms Anubhav Gupta, Adv. for R-1 to 4  
Mr. Sumit K. Batra, Advocate for  
GNCTD

**CORAM:**  
**HON'BLE MR. JUSTICE JASMEET SINGH**

**ORDER**  
**04.02.2026**

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1. These are writ petitions filed under Article 226 of the Constitution of India seeking identical reliefs, for the sake of convenience the relief sought in W.P.(C) 15431/2025 are reproduced as under:

*“a) Issue a Writ in the nature of Mandamus, or any other appropriate Writ, Order, or Direction to declare the seats allotted in the D.M. Neuroanaesthesia program at the Respondent No. 1 hospital, through NEET-SS 2024 counselling as invalid, on account of the Department of Neurosurgery at the Respondent No. 1 being non-functional, lacking academic affiliation with the Respondent No. 2 for the D.M. Neuroanaesthesia program, and failing to meet the minimum standards prescribed by the Respondent No. 5 for super-specialty education;*

*b) Issue a Writ in the nature of Mandamus, or any other appropriate Writ, Order, or Direction to the Respondent No. 1 for compensation for an amount of Rs. 1,10,000/- (Rupees One Lakh Ten Thousand Only) towards mental harassment caused to the*



*Petitioners;*

*c) Issue a Writ in the nature of Mandamus, or any other appropriate Writ, Order, or Direction to the Respondent Nos. 5 and 6 to facilitate the migration of the Petitioners to any other duly recognized institution or medical college within Delhi offering the D.M. Neuroanaesthesia program in accordance with the choices filled by the Petitioners during NEET-SS 2024 by creation of supernumerary seats; Alternatively,*

*d) Issue a Writ in the nature of Mandamus, or any other appropriate Writ, Order, or Direction to the Respondent No. 5 and 6 to allow the Petitioners to leave the seats allotted to them without imposition of any penalty or coercive action, in order to enable them to appear in NEET -SS 2025 and join a different medical college;...”*

2. In the connected matter i.e. W.P.(C) 15141/2025 identical reliefs are sought with respect to a different course i.e. M.Ch. Neurosurgery program.

3. The brief facts of the case are that the petitioners are doctors who have successfully completed their MD and MS degrees and have cleared National Eligibility cum Entrance Test-Super Specialty, 2024, in pursuance of which they were allotted seats in M.Ch. Neurosurgery program and DM Neuroanaesthesia program at the respondent No. 1, namely Lok Nayak Hospital which is associated with the respondent No. 2 college i.e. Maulana Azad Medical College.

4. Soon after reporting for the admissions, the petitioners discovered that the aforesaid programs were being run without any academic affiliation and association with the parent institution and in fact the respondent No. 1



hospital lacked the designated teaching faculties and adequate infrastructural support required for the said super speciality courses. Hence the present petitions have been filed.

5. With the assistance of learned counsels appearing for the respondents and the active support of the respondent Nos. 1 and 2, the respondent No. 4 has issued a letter dated 04.02.2026, wherein the petitioners have been migrated to their respective programs from respondent No. 1 Hospital to Govind Ballabh Pant Institute of Post Graduate Institute of Medical Education and Research, (GIPMER)/G.B. Pant Hospital immediately. The stand of the respondent No. 4 is well appreciated.

6. The joining shall be given expeditiously and in any case not later 1 week from today.

7. Mr. Sapra, learned counsel for the petitioner, has also expressed apprehension that the thesis of the petitioners will be supervised by Dr. PN Pandey, Head of surgical discipline, Delhi University. Since the allegation of misconducts is against the aforesaid teacher/doctor, Mr. Sapra, learned counsel for the petitioner, makes an oral request that the thesis should be supervised by any other doctor/teacher than Dr. P.N. Pandey.

8. The request of learned counsel for the petitioner is based on cogent reasons.

9. This Court under Article 226 of the Constitution of India is required to ensure complete and substantial justice.

10. In view of the above, it is directed that the thesis of the petitioners shall be supervised by some other qualified doctor/teacher other than Dr. P.N. Pandey.

11. The compensation sought by the petitioners in their respective prayers



is denied, as the same would require detailed investigation and adjudication of disputed questions of fact, which this court under Article 226 of the Constitution of India cannot undertake.

12. The petition is disposed of in the aforesaid terms, along with pending applications, if any.

13. The letter handed over in Court today is taken on record.

**JASMEET SINGH, J**

**FEBRUARY 4, 2026/DM**