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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.2982 OF 2026

JITENDRA
SHANKAR
NIJASURE

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Date: 2026.03.07
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Sinhgad Dental College and Hospital & Anr. ...Petitioners

Versus

Maharashtra University of Health Sciences ...Respondents
Nashik and Ors.

Mr. V.P.Sawant, Senior Advocate with Mr. Nitin Dhumal for the
Petitioners.

Mr. Sachindra Shetye, Mr. Akshay Pansare and Mr. Nipun Sawane for
Respondent No.1 – MUHS.

Mr. S.P. Kamble, AGP for Respondent No.2 – State.

CORAM : R.I. CHAGLA AND
ADVAIT M. SETHNA, JJ.

DATE : 6TH MARCH, 2026

ORDER :

1. Mr. Sawant, the learned Senior Counsel appearing for the Petitioners had moved this present Petition on the ground of urgency in view of the students of the fellowship and certificate courses of the Petitioner institute being shifted to another institution and for which interim relief has been sought.

2. This Petition has impugned the communication / Order dated 30th January, 2026 issued by the Registrar, Maharashtra University of Health Sciences (MUHS) whereby withdrawal of affiliation of the Petitioner institution from the Academic Year 2026-27 has been communicated and the Resolution No.422 /2026 dated 23rd January, 2026 has been passed by the Academic Council of MUHS recommending de-affiliation of the Petitioner institution after examining the legality and validity thereof. The impugned communication / order and resolution have been sought to be quashed and set aside in the present Writ Petition.

3. Mr. Shetye, the learned Counsel appearing for the Respondent No.1 – MUHS has tendered communication dated 9th February, 2026 in respect of Petitioner institute issued by the Respondent No.3 – Dental Council of India whereby it has been recommended that the Central Government to initiate the process of withdrawal of recognition, stoppage of admissions in both BDS and MDS courses at the Petitioner Institute from the academic session 2026-27 since Respondent No.1 - MUHS has withdrawn its affiliation granted to the Petitioner Institution. Further, it is recommended that in order to safeguard the future of the students, the Executive

Committee further recommends that necessary steps may be taken by the concerned State Government for shifting the students who are already studying in the Petitioner Institute to another dental college within the State. The said communication dated 9th February, 2026 has been addressed to the Secretary to the Government of India, Ministry of Health and Family Welfare and which is taken on record and marked 'X' for identification.

4. The Respondent No.1 – MUHS shall provide copy of the communication dated 9th February, 2026 marked 'X' to the Petitioner. The Petitioner is at liberty to amend the Writ Petition by impugning the communication dated 9th February, 2026 issued by Respondent No.3 – Dental Council of India. The Respondent No.1 – MUHS shall also provide a copy of the recommendation made by the Respondent No.1 – MUHS to Respondent No.3 – Dental Council of India which also the Petitioner is permitted to impugn in the present Petition by carrying out amendment.

5. The draft amendment shall be submitted by the Petitioner to this Court on 11th March, 2026.

6. Writ Petition shall be placed under the caption for amendment on 11th March, 2026.

7. Issue notice to the Respondent No.3 – Dental Council of India returnable on 11th March, 2026. Humdast is allowed. In addition the Petitioner shall serve Respondent No.3 by all possible modes of private service.

8. Respondent No.1 – MUHS shall give 48 hours working days notice to the Petitioner in the event there is a decision taken by the Respondent No.2 – State Government for shifting the students from the Petitioner Institute to another dental college within the State. Liberty is also granted to the Petitioner in the event 48 hours working days notice has been served upon them to move this Court.

[ADVAIT M. SETHNA, J.]

[R.I. CHAGLA J.]