

**M/s A-One Educational Society Vs. State of H.P. & Ors.**

**CWP No.4131 of 2025**

26.08.2025 Present: Mr. R.L. Chaudhary, Advocate, for the petitioner.

Mr. Pushpinder Jaswal, Additional Advocate General, for respondents No.1, 2 and 4.

None for respondent No.3.

CMP No.20675 of 2025

This is an application which has been listed today on the request of learned Counsel for the petitioner. He prays that a direction be issued to the respondents to allow the petitioner/Institute to participate in counseling provisionally in light of the orders passed by Hon'ble Coordinate Bench of this Court in similarly situated matters.

This Court is of the considered view that no interim direction as is being prayed for by the petitioner can be granted in favour of the petitioner.

The petitioner has approached this Court, praying for issuance of a mandamus to the respondent-State to issue a No Objection Certificate/ Essentially Certificate in favour of the petitioner/ Society to run a 60 seats B.Sc. Nursing Course. Meaning thereby that as of today there is no recognized Institution which has been permitted to run a B.Sc. Nursing Course by the Authorities concerned.

In light of the fact that there is no Institution which has been given the recognition or the Essentiality Certificate or the No Objection Certificate by the Competent

Authority to admit students and impart education to them, it is not understood as to how an interim can be granted by this Court to allow the Institution in participate in Counseling for admission to B.Sc. Nursing Course. In case, such an interim direction is passed then the effect will be that the students who shall be participating in the Counseling for admission to B.Sc. Nursing Course may opt for this Institution which is nowhere in existence as of today. Assuming tomorrow the Court does not finds merit in the contention of the petitioner, then obviously the future of those students would be jeopardized.

Not only this, the Government has the discretion vested in it as is the contention of the State to grant or not to grant the No Objection Certificate. In this backdrop of the matter also, any indulgence at this stage by the Court as is being prayed for by the petitioner would do injustice to those candidates who thereafter, might be allured to opt for the petitioner calling in the Counseling.

Accordingly, as this Court does not finds any merit in the present application, the same is dismissed.

**(Ajay Mohan Goel)**  
**Judge**

August 26, 2025  
(Rishi)