

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU

WP(C) No. 79/2026

Jammu Institute of Ayurveda and
Research

.... Petitioner/Appellant(s)

Through:- Mr. Ajay Bakshi, Advocate
Mr. Aniruddh Sharma, Advocate

V/s

UT of J&K and others

.....Respondent(s)

Through:-

CORAM: HON'BLE MR. JUSTICE RAJESH SEKHRI, JUDGE

ORDER

20.01.2026

1. The petitioner-Institute is a private Unaided Professional Institute, providing education at the Under-Graduate and Post-Graduate level in the Indian System of Medicine i.e., Ayurveda. Petitioner is aggrieved of two Notifications both dated 15.01.2026, issued by respondent No. 2, vide which, the process of admission to MD/MS Ayurveda Courses of 2025 in the petitioner-Institute against the vacant Government quota seats has been confined to domiciles of UT of J&K only and counselling in physical mode instead of online mode as provided by the National Commission for Indian System of Medicine (NCISM) in its directive dated 10.09.2025.

2. The case set up by the petitioner-Institute is that it has total 15 seats for Post-Graduate courses, out of which, 07 seats are under the Government Quota, 02 seats under the All India Quota and 06 seats under the Management Quota. According to the petitioner, pursuant to the directions issued by NCISM, the management quota seats, after 2022, were exempted from the condition of domicile and many seats in the

petitioner-Institute at the Post-Graduate level remain vacant due to non-availability of the candidates at UT level, and fulfilling the condition of domiciles. According to the petitioner, this problem has cropped up due to failure on the part of respondent No. 2-JK BOPEE to conduct counselling in accordance with the schedule fixed by NCISM.

3. *Prima facie* case for indulgence is made out.

4. Issue notice to the respondents, returnable within four weeks.

Requisites for service within one week.

5. List on 08.04.2026.

6. Meanwhile, having regard to the fact that additional round of counselling is scheduled to be conducted from 14th to 23rd of January, 2026 for Under-Graduate and Post-Graduate courses for the academic year 2025-2026 and the cut off/last date is 23rd January 2026 i.e., during the ensuing winter vacations, respondent No. 2 is directed to conduct the counselling of 04 available Post-Graduate courses in the discipline of MD Kriya Sharir in the petitioner-Institute without insisting upon the domiciles of the UT, and the petitioner-Institute thereafter shall conduct the college-level counseling, as per Notification No. 011-BOPEE of 2026 dated 15.01.2026, as per merit and subject to fulfillment of the requisite formalities.

7. It is, however, made clear that it shall be subject to final outcome of the writ petition.

(Rajesh Sekhri)
Judge

Jammu:
20.01.2026
Shafqat