

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

S.B. Civil Writ Petition No. 4114/2025

Ma Bharti Nursing College, Through Mangalam Jan Sewa Sansthan Through It's President Shri Karni Singh Rathore S/o Shri Bal Bahadur Singh Rathore, Aged About 61 Years, R/o Rajendra Babu Marg, Ward No. 15, Kushalgarh, Banswara, Rajasthan.

-----Petitioner

Versus

1. State Of Rajasthan, Through Its Secretary, Medical And Health (Group-Iii) Department, Government Of Rajasthan, Government Secretariat, Jaipur (Rajasthan).
2. Rajasthan Nursing Council, Through Its Registrar, B-39, Sardar Patel Marg, C-Scheme, Jaipur (Rajasthan).
3. Rajasthan University Of Health And Science, Through Its Registrar, Kumbha Marg, Pratap Nagar, Jaipur, Rajasthan.

-----Respondents

For Petitioner(s)	:	Mr. Kartik Singh Lodha and Mr. Kunal Jaiman
For Respondent(s)	:	Ms. Ruchi Parihar for Mr. N. S. Rajpurohit, AAG Mr. Mahendra Bishnoi

HON'BLE MR. JUSTICE VINIT KUMAR MATHUR
Order

11/03/2025

1. Mr. Lodha, learned counsel for the petitioner submits that the petitioner has not been granted requisite NOC by respondent Nos.1 and 2 even after due inspection and issuance of positive report by the Rajasthan Nursing Council, which is evident from perusal of the report.
2. Learned counsel submits that in spite of the aforesaid report sent by the competent authority in August, 2022 the requisite NOC has not been issued by the respondent-State.

3. Learned counsel for the petitioner submits that in spite of the fact that the petitioner is legally entitled for grant of NOC, the requisite NOC has not been issued, which has adversely affected the petitioner's right of taking part in the counseling of students for B.Sc. (N) course.

4. Issue notice. Issue notice of the stay application also, returnable on 04.04.2025.

5. It will be required of the competent authority of the respondent-State to issue requisite NOC to the petitioner, in accordance with law, by the next date of hearing obviously, if the petitioner is entitled for the same.

6. Meanwhile, respondent Nos.1 and 3 shall permit the petitioner to participate in the upcoming counseling for B.Sc. (N) course for 60 seats for the academic year 2025-26.

7. Needless to observe that the selection of students shall be provisional and the fact that their admission is provisional will be duly indicated in the letter/order of admission given to each of the students.

8. However, in case, the petitioner is not entitled for 'NOC' the respondents shall send a communication in this regard to the petitioner-Institute and inform the Court about the same on the next date of hearing.

9. Connect with S.B. Civil Writ Petition Nos.14109/2024, 15626/2024, 18958/2024, 19134/2024 & 3216/2025.

(VINIT KUMAR MATHUR),J