

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

S.B. Civil Writ No. 14566/2018

1. J.R. Tania Charitable Trust, 2-A-6, Sukhadia Nagar, Sri Ganganagar Through Its Authorized Signatory Ashwini Gogia S/o Hari Chand Gogia, Aged About 50 Years
2. The Tania University, Sri Ganganagar Through Its Registrar
3. Sri Ganganagar College Of Ayurvedic Science And Hospital, Hanumangarh Road, Sri Ganganagar Through Its Authorized Signatory Ashwini Gogia So Hari Chand Gogia, Aged About 50 Years

-----Petitioners

Versus

1. Union Of India, Through The Secretary, Ministry Of Ayurveda, Yoga And Naturopathy, Unani, Siddha And Homeopathy (Ayush), B-Block, Gpo Complex, Ina, New Delhi- 110023
2. The Central Council Of Indian Medicine (Ccim), 61-65, Institutional Area, Opposite D Block, Janakpuri, New Delhi Through Its Secretary
3. The Counseling Board Bams, Bums, Bhms, Bnys, Counseling Dr. Sarvapalli Radha Krishnan Rajasthan Ayurved University, Nagaur Road, Karwar, Jodhpur Through Chairman, Counseling Board
4. The State Of Rajasthan, Through The Principal Secretary, Department Of Ayurveda, Government Of Rajasthan, Secretariat, Jaipur

-----Respondents

For Petitioner(s)	:	Mr. Kuldeep Mathur. Mr. Akhilesh Rajpurohit.
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For Respondent(s)	:	
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HON'BLE MR. JUSTICE ARUN BHANSALI

Order

25/09/2018

It is submitted by learned counsel for the petitioners that notice was issued to the petitioner No.3 (Annex.-10) dated 01.08.2018 indicating 6 deficiencies, which were appropriately responded to by the petitioner and discussion in this regard has been noticed in the Minutes dated 11.08.2018 (Annex.-12) of the Ministry of Ayush, however, while passing order dated 20.09.2018

(Annex.-13), denying permission to the petitioners for taking admission for UG (BAMS) course with 60 seats and 03 PG (MD/MS Ay.) course with 18 seats for the academic session 2018-19, the response given by the petitioner has not at all been considered and certain additional alleged deficiencies have been relied on, which were never communicated to the petitioners.

Further submissions have been made that now counselling is scheduled to be held on 26.09.2018 for grant of admissions for the academic session 2018-19 and on account of impugned order dated 20.09.2018 passed by the respondents, the petitioner-college would be debarred from the said counselling.

In view of the submissions made, issue notice. Issue notice of the stay application also, returnable in three weeks.

Notices when issued be given 'dasti' to the learned counsel for the petitioners.

In the meanwhile and until further orders, effect and operation of the order dated 20.09.2018 (Annex.-13) shall remain stayed. Further, the respondents are directed to permit the petitioner to participate in the counselling scheduled to be held on 26.09.2018 and allot students for the UG (BAMS) course with 60 seats and 03 PG (MD/MS Ay.) course with 18 seats for the academic session 2018-19.

The allotment of the students would remain subject to the final outcome of the present writ petition.

सत्यमेव जयते

(ARUN BHANSALI)J.