

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

S.B. Civil Writ Petition No. 14884/2022

Ridhi Sidhi Education And Research Society, A 343, Saraswati Nagar, Jodhpur, Through Its Secretary, Ashok Bishnoi, S/o Malkan Singh, Age 34 Years, Resident Of 5, Ratanada Extension, Scheme, Jodhpur.

----Petitioner

Versus

1. The State Of Rajasthan, Through Its Secretary, Medical And Health Department, Government Of Rajasthan, Secretariat, Jaipur.
2. The Rajasthan Nursing Council, Jaipur, Through Its Registrar, B-39, Sardar Patel Marg, C-Scheme, Jaipur.
3. The Rajasthan University Of Health Science, Through Its Registrar, Kumbha Marg, Sector-18, Pratap Nagar, Tonk Road, Jaipur.
4. Rajasthan Private Nursing Schools And Colleges Federation, Through Its Secretary, 357, Laxmi Nagar, Paota B Road, Jodhpur.

----Respondents

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| For Petitioner(s) | : | Mr. Shreyansh Mardia                                                                                                            |
| For Respondent(s) | : | Mr. Manish Vyas, AAG assisted by<br>Mr. Kailash Choudhary.<br>Mr. Sheetal Kumbhat.<br>Dr. Mohit Singhvi<br>Mrs. Akshiti Singhvi |

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**HON'BLE DR. JUSTICE PUSHPENDRA SINGH BHATI**

**Order**

**16/11/2022**

Learned counsel for the petitioner-Institution submits that in an identical matter, a coordinate Bench of this Hon'ble Court at Jaipur Bench passed an order dated 19.10.2022 in ***Ganpati Keshyo Rai College of Nursing Vs. Secretary Medical and***

**Health (Group-3), Department & Anr. (S.B. Civil Writ  
Petition No.1365/2022).** The order reads as follows:

*"The matter comes up on an application (1/2022) filed by the petitioner seeking a direction for the respondents to enroll its students pursuing studies in B.Sc. Nursing Part-I.*

*Learned counsel for petitioner submits that this Court, vide its order dated 24.02.2022, directed the respondent-University to permit the petitioner to participate in the counseling process for admission in B.Sc. Nursing Part-I and in pursuance whereof, admissions were granted to the students. He submits that now, the respondent-University is not issuing enrollment number to its students.*

*Learned counsel for the respondent-University prays for an adjournment.*

*Learned counsel for the petitioner submits that tomorrow is the last date for issuance of enrollment number to the students of B.Sc. Nursing Part-I.*

*In view thereof, the prayer of adjournment is rejected.*

*Heard learned counsels.*

*In view of the fact that the petitioner-Institution has been permitted by this Court to participate in counseling process for admission in B.Sc. Nursing Part-I, it is beyond comprehension as to how the respondent-University can deny issuance of enrollment number to the students so admitted.*

*Therefore, the application is allowed. The respondent-University is directed to issue enrollment number to the students of the petitioner-Institution immediately."*

Learned counsel for the petitioner-Institution makes a statement at Bar in this matter, the inspection report is positive and still the State is not issuing the NOC.

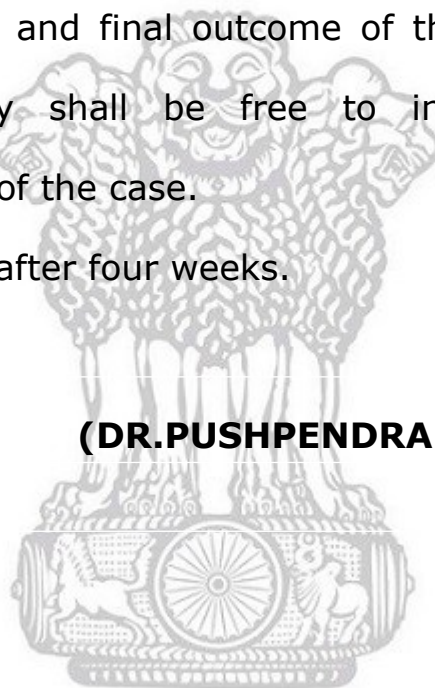
Upon being asked, learned counsel for the respondent-University fairly submits that the controversy, which was before the Hon'ble Court at the time of passing of the order in *Ganpati Keshyo Rai College of Nursing (supra)* whereby the aforesaid order has been passed, is same as raised herein. Thus, the aforequoted order shall operate in favour of the present petitioner-Institution also.

However, the respondents shall be free to file an application for vacation of this order, in case, need arises. It is also made clear that the grant of enrollment shall not create any right in favour of the petitioner-Institution and the same shall be subject to the grant of NOC and final outcome of the writ petition. The respondent-University shall be free to inform the students regarding the status of the case.

List the matter after four weeks.

**(DR.PUSHPENDRA SINGH BHATI), J.**

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