

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

S.B. Civil Writ Petition No. 3936/2025

Shri Balaji Education Society, (Shri Balaji Nursing College),
Branch Office At Plot No. 549, Hanuwant Colony, Jodhpur,
Through Its President Dr. Raees Khan S/o Abdul Rasheed Khan,
Age 47 Years, Resident Of 1 K -19, Housing Board Nagar, Jaipur.

----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. Private Physiotherapy, Nursing And Para Medical Institutions Society, Branch Office Jodhpur, Through Its Secretary, Plot No. 273, Subhash Nagar, Pal Road, Jodhpur, Rajasthan.

----Respondents

Connected With

S.B. Civil Writ Petition No. 12027/2025

Public Rose Shiksha Samiti (D P M College Of Nursing), Halena Road, Sarsena, Weir, Bharatpur, Rajasthan, Through Its Secretary Shri Santosh Kumar S/o Shri Dwarika Prasad, Aged About 38 Years.

----Petitioner

Versus

1. State Of Rajasthan, Through Its Principal Secretary, Medical And Health 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. Private Physiotherapy, Nursing And Para Medical Institutions Society, Branch Office Jodhpur Through Its Secretary, Plot No. 273, Subhash Nagar, Pal Road, Jodhpur Rajasthan.
4. Rajasthan Private Nursing Schools And Colleges Federation, Through Its Chairman, 357, Laxmi Nagar, Paota B Road, Jodhpur, Rajasthan.

----Respondents

S.B. Civil Writ Petition No. 12060/2025

Shri Birbal Memorial Education Samiti (Siddhant Institute Of Nursing), Behind Bombay Hospital, Sitapura, Jaipur, Rajasthan, Through Its President Shri B. S. Poswal S/o Shri L. R. Poswal,

Aged About 52 Years.

----Petitioner

Versus

1. State Of Rajasthan, Through Principal Secretary, Medical And Health 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. Private Physiotherapy, Nursing And Para Medical Institutions Society, Branch Office Jodhpur Through Its Secretary, Plot No. 273, Subhash Nagar, Pal Road, Jodhpur Rajasthan.
4. Rajasthan Private Nursing Schools And Colleges Federation, Through Its Chairman, 357, Laxmi Nagar, Paota B Road, Jodhpur, Rajasthan.

----Respondents

S.B. Civil Writ Petition No. 12079/2025

Naman Hospital And Institute Of Nursing, 1, 1A, 2 Mahaveer Nagar, Muhana Road, Opp. V.t. Road, Mansarovar, Jaipur, Rajasthan, Through Its Chairman B. S. Poswal S/o Shri L.r. Poswal, Aged About 52 Years.

----Petitioner

Versus

1. State Of Rajasthan, Through Its Principal Secretary, Medical And Health 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 Registrar, Kumbha Marg, Partap Nagar, Jaipur, Rajasthan.
4. Private Physiotherapy, Nursing And Para Medical Institutions Society, Branch Office Jodhpur Through Its Secretary, Plot No. 273, Subhash Nagar, Pal Road, Jodhpur Rajasthan.
5. Rajasthan Private Nursing Schools And Colleges Federation, Through Its Chairman, 357, Laxmi Nagar, Paota B Road, Jodhpur, Rajasthan.

----Respondents

S.B. Civil Writ Petition No. 12082/2025

Siddhant College Of Nursing, Vigyan Nagar, Jagatpura, Jaipur, Rajasthan. Through Its Chairman Shri B. S. Poswal S/o Shri L. R. Poswal, Aged About 52 Years.

----Petitioner

Versus

1. State Of Rajasthan, Through Its Principal Secretary, Medical And Health 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 Registrar, Kumbha Marg, Partap Nagar, Jaipur, Rajasthan.
 4. Private Physiotherapy, Nursing And Para Medical Institutions Society, Branch Office Jodhpur Through Its Secretary, Plot No. 273, Subhash Nagar, Pal Road, Jodhpur Rajasthan.
 5. Rajasthan Private Nursing Schools And Colleges Federation, Through Its Chairman, 357, Laxmi Nagar, Paota B Road, Jodhpur, Rajasthan.

----Respondents

S.B. Civil Writ Petition No. 12085/2025

Public Rose Shiksha Samiti (D P M College Of Nursing), Halena, Road, Sarsena, Weir, Bharatpur, Rajasthan, Through Its Secretary Shri Santosh Kumar S/o Shri Dwarika Prasad, Aged About 37 Years.

----Petitioner

Versus

1. State Of Rajasthan, Through Its Principal Secretary, Medical And Health 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, Partap Nagar, Jaipur, Rajasthan.
4. Rajasthan Private Nursing Schools And Colleges Federation, Through Its President, 357, Laxmi Nagar, Paota B Road, Jodhpur, Rajasthan - 342001.
5. Private Physiotherapy, Nursing And Para Medical Institutions Society, Branch Office Jodhpur Through Its Secretary, Plot No. 273, Subhash Nagar, Pal Road, Jodhpur, Rajasthan.

----Respondents

S.B. Civil Writ Petition No. 12088/2025

Shri Birbal Memorial Education Samiti (Naman Hospital And Institute Of Nursing), Plot No. 1, 1A, 2, Mahaveer Nagar, Patrakar Colony Road, Mansarovar, Jaipur, Rajasthan, Through Its President Shri B. S. Poswal S/o Shri L. R. Poswal, Aged About 52 Years.

----Petitioner

Versus

1. State Of Rajasthan, Through Its Principal Secretary, Medical And Health 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. Private Physiotherapy, Nursing And Para Medical Institutions Society, Branch Office Jodhpur Through Its Secretary, Plot No. 273, Subhash Nagar, Pal Road, Jodhpur Rajasthan.
4. Rajasthan Private Nursing Schools And Colleges Federation, Through Its Chairman, 357, Laxmi Nagar, Paota B Road, Jodhpur, Rajasthan.

-----Respondents

S.B. Civil Writ Petition No. 13586/2025

Apex University (Apex School Of Nursing), Plot No. 5, Science Tech City, Achrol Jaipur, Rajasthan, Through Its Deputy Registrar Shri Rajendra Kumar Sharma S/o Shri Chouth Mal Sharma, Age 48 Years, Resident Of 6-B, Jyoti Vihar, Manyawas, Mansarovar, Jaipur.

-----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. Private Physiotherapy, Nursing And Para Medical Institutions Society, Branch Office Jodhpur, Through Its Secretary, Plot No. 273, Subhash Nagar, Pal Road, Jodhpur, Rajasthan.

-----Respondents

S.B. Civil Writ Petition No. 13595/2025

Apex University, (Apex School Of Nursing), Plot No. 5, Science Tech City, Achrol Jaipur, Rajasthan Through Its Deputy Registrar Shri Rajendra Kumar Sharma S/o Shri Chouth Mal Sharma, Age - 48 Years, Resident Of 6-B, Jyoti Vihar, Manyawas, Mansarovar, Jaipur.

-----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. Private Physiotherapy, Nursing And Para Medical Institutions Society, Branch Office Jodhpur, Through Its Secretary, Plot No. 273, Subhash Nagar, Pal Road, Jodhpur, Rajasthan.

-----Respondents



S.B. Civil Writ Petition No. 14181/2025

Ambika Vikas Sansthan, (Ambika School Of Nursing) Having Its Registered Office At B-22,23 Saraswati Nagar, Jodhpur, Rajasthan Through Its Secretary - Deepak Shrivastav, S/o- S P Shrivastav, Age - 67 Years, Resident Of - B 22/23, Saraswati Nagar Basin 1St Phase, Jodhpur Rajasthan.

-----Petitioner

Versus

1. The State Of Rajasthan, Through Its Secretary, Medical And Heath 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. Marwar Medical University, Jodhpur, Through Its Registrar, Dr. S.n. Medical College Campus, Shastri Nagar, Jodhpur.

-----Respondents

S.B. Civil Writ Petition No. 14188/2025

Shree Vinayak Institute Of Medical Technology, Rajat Path, Mansarovar, Jaipur, Rajasthan Through Its Administrator Sayar Parihar S/o Kana Ram Parihar, Age - 31 Years, R/o Rajputo Ka Mohalla, Ghatiyali, Jaipur (Raj.).

-----Petitioner

Versus

1. The State Of Rajasthan, Through Its Principal 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. Private Physiotherapy, Nursing And Para Medical Institutions Society, Branch Office Jodhpur, Through Its Secretary, Plot No. 273, Subhash Nagar, Pal Road, Jodhpur, Rajasthan.

-----Respondents

S.B. Civil Writ Petition No. 14445/2025

Shri Ram Shiksha Samiti (Saraswati College Of Nursing), Having Its Branch Office At 91, Ground Floor, City Center, Mahaveer Nagar, Barmer, Rajasthan Through Its Secretary Umarav Singh Gurjar, S/o Prabhat Gurjar, Age- 62 Years.

-----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. Private Physiotherapy, Nursing And Para Medical Institutions Society, Branch Office Jodhpur, Through Its Secretary, Plot No. 273, Subhash Nagar, Pal Road, Jodhpur, Rajasthan.

-----Respondents

For Petitioner(s)	:	Mr. Shreyansh Mardia Mr. Ankur Mathur Mr. Harshwardhan Thanvi Ms. Divya Bapna
For Respondent(s)	:	Mr. Narendra Singh Rajpurohit, AAG Mr. Mahendra Bishnoi Mr. Ramavtar on behalf of Mr. N.S. Rathore, AAG Ms. Ruchi Parihar Mr. Ayush, through VC for RUHS

HON'BLE MR. JUSTICE KULDEEP MATHUR

Order

11/08/2025

1. Learned counsel for the petitioners submitted that the petitioner-institutions have not been granted requisite No Objection Certificate (NOC) by the State Government even after positive inspection reports passed by the Rajasthan Nursing Council which have already been scrutinized by the Scrutiny Committee of the Rajasthan Nursing Council. Learned counsel further submitted that all the petitioner-institutions are running requisite courses from the preceding years and therefore, now they cannot be deprived from giving admissions to the students due to inaction/omission on the part of the State Government in issuing the NOC.

2. *Per contra*, Mr. Narendra Singh Rajpurohit, learned AAG submitted that the issue with regard to the grant of NOC is pending consideration with the State Government. He further submitted that in some of the cases, NOC could not be issued in favour of the institutions as they are not fulfilling the Condition No. 8(i) of the guideline dated 15.10.2024 issued by the Department of Medical and Health Sciences (Group-III), Government of Rajasthan.

3. Learned AAG further submitted that he may be granted 10 days' time to file the reply in all the writ petitions. However, upon being questioned by this Court, learned AAG was not in a position to refute the fact that in all the petitioner-institutions students have given admissions in last academic session (B.Sc./GNM) pursuant to the interim order passed by the co-ordinate Bench of this Court. He was also not in a position to refute the fact that due inspection of the petitioner-institutions has already been conducted by the Rajasthan Nursing Council.

4. Heard learned counsel for the parties. Perused the material available on record.

5. Upon perusal of the material available on record and keeping in view the fact that the petitioner-institutions were permitted to participate in the counseling by this Court for admission of students in respect of courses (B.Sc./GNM) in the academic session 2024-2025 so also the fact that as per the learned counsel for the petitioner-institutions that due inspection of the petitioner-institutions has already been conducted by the Rajasthan Nursing Council and positive reports have been submitted thereupon, this Court deems it just and appropriate to modify the interim order

dated 25.07.2025 passed by the coordinate Bench of this Court in S.B. Civil Writ Petition No.12085/2025 whereby counseling for admission in B.Sc./GNM courses has been stayed and deems it just and proper to direct the respondents to permit the petitioner-institutions to participate in the ongoing counseling or in the next round of counseling for the academic session (B.Sc./GNM) 2025-2026.

6. List these matters after three weeks.

7. It is made clear that the respondents are not precluded from filing an application seeking vacation of the instant interim order or applying for early hearing of the matter.

8. The petitioner-institutions shall also be at liberty to upload the valid documents in conformity with the Clause 8(i) of the guidelines dated 15.10.2024 on the official portal of the Department of Medical and Health Sciences (Group-III), Government of Rajasthan.

(KULDEEP MATHUR),J

(2, 4, 5, 6, 7, 8, 9, 10, 11,
13, 14 & 18)--Dinesh/-