

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

S.B. Civil Writ Petition No. 23388/2025

Nimt College Of Nursing, 1-4, Indira Gandhi Nagar, Bagrana,
Post Kanota, Agra Road, Jaipur Through Its President Dr.
Rameshwar Dayal Sharma, S/o Shri Krishna Gopal Sharma, Age-
69 Years, R/o Plot No. B-137, Sethi Colony, 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, Al Road, Jodhpur, Rajasthan.

----Respondents

For Petitioner(s)	:	Mr. Shreyansh Mardia
For Respondent(s)	:	Mr. B.S. Sodha for Mr. N.S. Rajpurohit, AAG Mr. Ayush Goyal for Mr. Vinay Kothari

HON'BLE MR. JUSTICE SANJEET PUROHIT

Order

25/05/2026

1. By way of present writ petition, petitioner has challenged order dated 30.05.2023, whereby petitioner's application for enhancement of seats to 80 students in B.Sc. nursing course has been turned down.

2. Learned counsel for the petitioner, Mr. Shreyansh Mardia submitted that Co-ordinate Bench of this Court, vide judgment and order dated 04.11.2022, passed in a bunch of writ petitions, led by **S.B. Civil Writ Petition No.3962/2022** titled ***Mahatma Gandhi B.Sc. Nursing College v. State of Rajasthan & Ors.***, has held the condition that the institution should have its own hospital of 100 beds is arbitrary. Said judgment has been affirmed by Hon'ble Division Bench of this Court, vide judgment dated 01.03.2024, passed in D.B. Spl. Appl. Writ No. 11/2023. Learned counsel thus prays that impugned order dated 30.05.2023 be accordingly quashed and set aside.

3. Learned counsel for the respondents is not in a position to dispute aforesaid position of facts and law.

4. On perusal of impugned order dated 30.05.2023, this Court finds that the only reason given for rejection of petitioner's application for enhancement of seats in B.Sc. nursing course is that petitioner-institution did not own 100-bedded hospital.

5. Indisputably, said condition has been declared illegal by Co-ordinate Bench of this Court in the case of ***Mahatma Gandhi B.Sc. Nursing College*** (supra), which stands affirmed by Hon'ble Division Bench of this court.

6. In view of aforesaid, present writ petition is **allowed** and impugned orders dated 30.05.2023 & 26.11.2025 are hereby quashed and set aside.

7. Respondent State (Principal Secretary, Medical and Health Department) or any other competent authority of the State Government is directed to consider petitioner's application for



enhancement of seats in B.Sc. nursing course in accordance with law, as early as possible, preferably within a period of four weeks.

8. Stay application also stands disposed of accordingly.

(SANJEET PUROHIT),J

35-JatinS/-