

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

WRIT PETITION (CIVIL) NO(s). 4 OF 2006

KARNATAKA PRIVATE MED. COLLEGES ASS.&ORS

Petitioner(s)

VERSUS

STATE OF KARNATAKA & ORS.

Respondent(s)

(with appln.(s) for stay and amendment of writ petition and office report)

Date: 27/01/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.G. BALAKRISHNAN

HON'BLE MR. JUSTICE P.P. NAOLEKAR

For Petitioner(s)

Mr. K.K. Venugopal, Sr. Adv.

Mr. Krishnan Venugopal, Adv.

Mr. S. Udaya Kumar Sagar, Adv.

Ms. Bina Madhavan, Adv.

Ms. Shashi Kiran Shetty, Adv.

Mr. Madhusudan R. Naik, Adv.

Ms. Pooja N. Gupta, Adv. for

M/S. Lawyer'S Knit & Co,Adv.

For Respondent(s) Mr. G.E. Vahanvati, SG

Mr. Sanjay R. Hegde,Adv.

Mr. Anil K. Mishra, Adv.

Mr. A. Rohen Singh, Adv.

Mr. Altaf Ahmad, Sr. Adv.

Mr. P.P. Rao, Sr. Adv.

Mr. A.N. Venugopala Gowda, Adv.

Mr. N.K. Ramesh, Adv.

Mr. S.N. Bhat, Adv.

Mr. N.P.S. Panwar, Adv.

Mr. D.P. Chaturvedi, Adv.

UPON hearing counsel the Court made the following

O R D E R

of Health Heard learned counsel for Rajiv Gandhi University
ring for the Sciences, Karnataka and also the learned senior counsel appea
State - Shri P.P. Rao.

courses This matter concerns the admission to the Post Graduate co
of in the Private Un-Aided Medical Colleges and Dental Colleges in the State
ve formed Karnataka. 13 Medical Colleges and 16 Dental Colleges ha
to have a themselves into a Committee and the Committee is proposing
common entrance examination to be held on 29th January 2006. About 7212
from applications have been received and nearly half of them are students
s conferred under outside the State of Karnataka. By virtue of the power
University Act, an Ordinance has now been passed by the University. The
he admission of provisions contained in the Ordinance intend to regulate t
students to post-graduate courses both Degree and Diploma.

The learned

also be counsel for the Respondent University says that they would

conducting entrance examination on 12th February 2006 and already 18,000

applications have been received and if the entrance examination proposed t

be held by the Petitioner is to take place, then some students have to re-

appear for entrance examination on 12th February, 2006.

However, having regard to the fact that the students have already

submitted applications and arrangements have been made by the Private

Colleges for conducting the entrance examination on 29th January 2006, we

do not want to prevent these students from taking that entrance examination

on 29th January 2006, however, subject to certain restrictions to make the entrance examination more transparent and honest.

The counsel for the Petitioner submits that they will handover three sets of question papers to the Committee constituted under Section 5 of

the Ordinance. The Vice Chancellor of the Committee shall accept the

question papers sent by the Petitioner by 6.00 P.M. today and finalize the

question papers and handover to the Petitioners. He will see that the

question papers are ready for examination on 29th January 2006 and take all

the possible steps to maintain the secrecy of the question papers. The

Petitioner would be at liberty to give the copies of sample papers to the vice

Chancellor and the Vice Chancellor shall see that the examination are held

on 29.1.2006 in the morning. Further modalities can be discussed by interaction between the Vice Chancellor and the Petitioner. The sample question papers will be given to the Vice Chancellor by 6.00 P.M. today. The printed final question papers will be delivered to the Petitioner at the examination centres on 29.1.2006 morning by 9.00 A.M. Result may be kept confidential by the Petitioner and shall not be published for the time being.

Amendment application is allowed. Petitioner to produce amended petition.

List after three weeks.

(Rajesh Dham)

Court Master

(Veera Verma)

Court Master