

NO.1 COURT NO.4 SECTION PIL
 (Part-heard)
 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. 142 OF 2006

VIPLAV SHARMA Petitioner(s)

VERSUS

UNION OF INDIA & ORS. Respondent(s)

(With appln(s) for stay, directions, intervention, impleadment
 and permission to file addl. documents and office report)
 (FOR FINAL DISPOSAL)

WITH

W.P(C) NO. 349 of 2009
 (With application for directions)

W.P(C) NO. 177 of 2010
 (With Appln(s) for permission to file synopsis and list of dates,
 directions, and permission to file addl. documents and office
 report)

W.P(C) NO. 152 of 2010
 (With application for directions and office report)

W.P(C) NO. 156 of 2010
 (With Appln(s) for permission to file synopsis and list of dates,
 directions, permission to file addl. documents and office report)

W.P(C) NO. 194 of 2010
 (With office report)

W.P(C) NO. 217 of 2010
 (With Appln(s) for directions, permission to file addl.
 documents, permission to file rejoinder affidavit, permission to
 place on record some pictures of infrastructural facilities and
 office report)

Date:11/01/2011 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DALVEER BHANDARI
 HON'BLE MR. JUSTICE DEEPAK VERMA

2

For Petitioner(s) Mr. Sanjay R. Hegde,Adv.
 Mr. A. Rohan Singh,Adv.
 Mr. Ramesh K. Mishra,Adv.

Md. Izhar Alam,Adv.
 Mr. N.A. Usmani,Adv.
 Mr. Goodwill Indeevar,Adv.

For Respondent(s) Mr. G.E. Vahanvati,Attorney General for India
 Ms. Indira Jaisingh,ASG
 Mrs. Asha G. Nair,Adv.
 Ms. Sonam Anand,Adv.
 Mr. Aman Ahluwalia,Adv.
 Mrs. Rashmi Malhotra
 Mr. D.S. Mahra,Adv.

For Jain Univ. Mr. K.V. Vishwanathan, Sr. Adv.
Mr. Raghavendra S. Srivastav, Adv.
Mr. Venkat Subramaniam T.R., Adv.
Mr. K.N. Manjunath, Adv.

For Graphic Era Univ. & Sumandeep Vidyapeeth Mr. Ashok H. Desai, Sr. Adv.
Ms. Kirti Renu Mishra, Adv.
Mr. Rishi Jain, Adv.

For Vel Tech Rangarajan Univ. Dr. Rajeev Dhavan, Sr. Adv.
Mr. Lakshmi Raman Singh, Adv.
Mr. Vivek Singh, Adv.
Ms. Udita Singh, Adv.
Mr. Thanka Sivan, Adv.
Ms. Neelam Singh, Adv.

For Yenepoya Univ. Mr. F.S. Nariman, Sr. Adv.
Mr. Naveen R. Nath, Adv.
Mr. Darpan K.M., Adv.
Ms. Lalit Mohini Bhat, Adv.
Ms. Hetu Arora, Adv.

For Santosh Medical & College Mr. Alok Kumar, Adv.

For R-23 Mr. S. Chandrashekhar, Adv.
Mr. Purushottam S.T., Adv.
Mr. Utsav Sidhu, Adv.
Ms. Sampriti Phukan,
Ms. Filza Moonis, Adv.
Ms. Apeksha Sharan, Adv.

3

Allahabad Agri. Institute Mr. P.S. Narashima, Sr. Adv.
Mr. Arvind Verma, Sr. Adv.
Mr. Sudhir Mishra, Adv.
Ms. Sangeeta Mandal, Adv.
Ms. Swati Sinha, Adv.
for M/s. Fox Mandal & Co.

For Lingaya's Univ. Mr. S. Udaya Kumar Sagar, Adv.
Mr. Huzefa Ahmadi, Adv.
Ms. Bina Madhavan, Adv.
Mr. Shwetank Sailakwal, Adv.
Mr. Tarun Satija, Adv.
Ms. Anindita Pujari, Adv.
For M/s. Lawyers Knit & Co., Advs.

For Shobhit Univ. Mr. Huzefa Ahmadi, Adv.
Mr. S. Udaya Kumar Sagar, Adv.
Ms. Bina Madhavan, Adv.
Mr. Shwetank Sailakwal, Adv.
Mr. Tarun Satija, Adv.
Ms. Anindita Pujari, Adv.
For M/s. Lawyers Knit & Co., Advs.

For Karpagam Academy Mr. S. Udaya Kumar Sagar, Adv.
Ms. Bina Madhavan, Adv.
Mr. Shwetank Sailakwal, Adv.
Mr. Tarun Satija, Adv.
Ms. Anindita Pujari, Adv.
For M/s. Lawyers Knit & Co., Advs.

For D.Y. Patil Mr. S. Udaya Kumar Sagar, Adv.
Ms. Bina Madhavan, Adv.
Mr. Shwetank Sailakwal, Adv.
For M/s. Lawyers Knit & Co., Advs.

For BLDE Univ. Mr. Madhu R. Naik, Sr. Adv.

Mr. S. Udaya Kumar Sagar, Adv.
Ms. Bina Madhavan, Adv.
Mr. Shwetank Sailakwal, Adv.
Mr. Tarun Satija, Adv.
Ms. Anindita Pujari, Adv.
For M/s. Lawyers Knit & Co., Adv.

For Manav Rachna
Int. Univ.
Mr. Uday U. Lalit, Sr. Adv.
Mr. S. Udaya Kumar Sagar, Adv.
Ms. Bina Madhavan, Adv.
Ms. Anindita Pujari, Adv.
For M/s. Lawyers Knit & Co., Adv.

For R-43
Mr. R. Ayyam Perumal, Adv.
Mr. Gopal Sankaranarayanan, Adv.

4

For Krishna Inst.
Of Medical)
Mr. S. Udaya Kumar Sagar, Adv.
Ms. Bina Madhavan, Adv.
Ms. Anindita Pujari, Adv.
For M/s. Lawyers Knit & Co., Adv.s

For Maharishi
Markandeshwar
Mr. Ranjit Kumar, Sr. Adv.
Mr. S. Udaya Kumar Sagar, Adv.
Ms. Bina Madhavan, Adv.
Mr. Hemal K. Seth, Adv.
For M/s. Lawyers Knit & Co., Adv.

Mr. T. Meikandan, Adv.
Mr. Atul Jha, Adv.
Mr. Dharmendra Kr. Sinha, Adv.

Mr. P. Vishwanath Shetty, Sr. Adv.
Mr. Shashi Kiran Shetty, Adv.
Ms. Bina Madhavan, Adv.
Mr. Tarun Satija, Adv.
For M/s. Lawyers Knit & Co., Adv.

Mr. S. Ganesh, Sr. Adv.
Mr. S. Udaya Kumar Sagar, Adv.
Ms. Bina Madhavan, Adv.
Mr. Shwetank Sailakwal, Adv.
Ms. Anindita Pujari, Adv.
For M/s. Lawyers Knit & Co., Adv.

For R-5 (DCI)
Mr. Gaurav Sharma, Adv.
Mrs. Pratibha M. Singh, Adv.
Mrs. Surbhi Mehta, Adv.
Mr. Abhinav Mukherji, Adv.

Mr. S. Udaya Kumar Sagar, Adv.
Ms. Bina Madhavan, Adv.
Mr. Tarun Satija, Adv.
Ms. Anindita Pujari, Adv.
For M/s. Lawyers Knit & Co., Adv.

For Modi Inst. of
Technology
Dr. Abhishek Manu Singhvi, Sr. Adv.
Mr. B. Mohan, Adv.
Ms. Manjusha Wadhwa, Adv.
Mr. Amit Bhandari, Adv.
Mr. Parmanand, Adv.

Ms. Asha G. Nair, Adv.
Mr. Aman Ahluwalia, Adv.
Mr. D.D. Kamat, Adv.
for Ms. Sushma Suri, Adv.

5

Mr. Mathai M. Paikeday, Sr. Adv.
Mr. Shishir Pinaki, Adv.
Mr. Amit Singh, Adv.
Mr. Sanjay Jain, Adv.

For R-37

Mr. Shekhar Naphade, Sr. Adv.
Mr. Pravin Satale, Adv.
Mr. Rajiv Shankar Dvivedi, Adv.

For State of Raj.

Dr. Manish Singhvi, AAG
Mr. Devanshu Kumar Devesh, Adv.
Mr. Milind Kumar, Adv.

Mr. Ranjan Mukherjee, Adv.
Mr. S. Bhowmick, Adv.
Mr. S.C. Ghosh, Adv.

Mr. Satish Parasaran, Adv.

Mr. Edward Belho, Adv.
Ms. Enatoli Sema, Adv.
Mr. Riruraj Biswas, Adv.
Mr. C.M. Kemediy, Adv.

For Vignan Edun.

Mr. L. Nageswara Rao, Sr. Adv.
Mr. Jagannath R. Goulay, Adv.
Ms. S. Usha Reddy, Adv.

For R-2 (UGC)

Mr. Rakesh Dwivedi, Sr. Adv.
Mr. Gopal Singh, Adv.
Mr. Amitesh Kumar, Adv.
Mr. Ravi Kant, Adv.

Mr. Ranjit Kumar, Sr. Adv.
Mr. G. Umapathy, Adv.

Mr. G. Umapathy, Adv.
Mr. C.V. Subramaniam, Adv.
Mr. M.M. Manivel, Adv.
Ms. Sangita Chauhan, Adv.
Mr. Rakesh K. Sharma, Adv.

Mr. Gopal Singh, Adv.
Mr. Amitesh Kumar, Adv.
Mr. Mayank Manish, Adv.

Mr. Abhinav Mukerji, Adv.
Mr. Gaurav Sharma, Adv.
Ms. Prathiba M. Singh, Adv.
Ms. Subhi Mehta, Adv.

6

Mr. S. Chandra Shekhar, Adv.
Mr. Manoj Kumar, Adv.

Mr. Ranjit Kumar, Sr. Adv.
Mr. G. Umapathy, Adv.

For R-47

Mr. Ajay Kumar Misra, Sr. Adv.
Mr. Anuradha Dubey Mishra, Adv.
Mr. Tulika Mukharjee, Adv.

For M/s. Anuradha & Associates, Adv.

Mr. Jain Tripathi, Adv.
Mr. Nikilesh Ramachandran, Adv.
Mr. Alok Pandey, Adv.
Mr. Shantanu Singh, Adv.

Mrs. Hemantika Wahi, Adv.

Ms. Nupur Kanungo, Adv.

Mr. Amrendra Sharan, Sr. Adv.
Mr. Alok Kumar, Adv.

Dr. Julian A. Francis, Sr. Adv.
Mr. P. Parmeswaran, Adv.

Mr. P.S. Narsimha, Sr. Adv.
Mr. J. Nagar, Sr. Adv.
Mr. Alok K. Agrawal, Adv.
Ms. Swati Sinha, Adv.

For M/S. Fox Mandal & Co., Advs.

For Sri Balaji
Education

Mr. K.V. Vishwanathan, Sr. Adv.
Mr. Nishe Renjan Shonker, Adv.
Mr. P. Vinay Kumar, Adv.

Mr. Rupinder Singh Suri, Sr. Adv.
Mr. Rahul Malhotra, Adv.
Mr. K.S. Prasad, Adv.
Mr. Chanchal K. Ganguli, Adv.
Ms. Sampa Sengupta, Adv.

For R-30

Mr. Dushyant Dave, Sr. Adv.
Mr. Sudhir Kumar, Adv.
Mr. Deepak Kunwar, Adv.
Mr. Ranjan Kumar Pandey, Adv.
Mr. Rajeev Prasad Dubey, Adv.

Mr. Navin Prakash, Adv.
Mr. Amitesh Kumar, Adv.

7

For R-41

Mr. P.H. Parekh, Sr. Adv.
MR. Ajay Kumar Jha, Adv.
Mr. Nitin Thukral, Adv.
Ms. Ritika Sethi, Adv.
Ms. Suman Yadav, Adv.

For M/S. Parekh & Co., Advs.

Ms. Pooja Jha, Adv.
Mr. Santosh Kumar Tripathi, Adv.

Mr. V.N. Raghupathy, Adv.

Mr. Gaurav Ggrawal, Adv.

Mr. A. Subba Rao, Adv.

Mr. Gaurav Sharma, Adv.
Mr. Abhinav Mukerji, Adv.
Ms. Prathiba M. Singh, Adv.

Mr. Manjit Singh, Adv.
Mr. Kamal Mohan Gupta, Adv.

Mr. L. Nageswara Rao, Sr. Adv.
Mr. Balaji Srinivasan, Adv.
Mr. Venkatesh Mahadevan, Adv.
Mr. B.D. Vivek, Adv.
Mr. Vikarm Gurunath, Adv.
Mr. Yesu Mishra, Adv.
Mr. H.D. Abhijith, Adv.
Ms. Jaikriti S. Jadeja, Adv.

Mr. Praveen Jain, Adv.
Mr. T.S. Sidhu, Adv.
Mr. Mukesh Kumar, Adv.

For M/S. M.V. Kini & Associates, Advs.

Mr. V. Prabhakar, Adv.
Mr. R. Chandrachud, Adv.

Mr. Sanjeev Agarwal, Adv.
Mr. Yunus Malik, Adv.
Mr. Akansh Agarwal, Adv.
Mr. Praveen Swarup, Adv.

Mr. Sanjay Kharde, Adv.
Mrs. Asha G. Nair, Adv.

For R-48 Mr. Ranji Thomas, Adv.
Mr. V.N. Raghupathy, Adv.

8

UT of Puducherry Mr. V.G. Pragasam, Adv.
Mr. S.J. Aristotle, Adv.
Mr. Prabu Ramasubramanian, Adv.

For Chettinad Academy Mr. Satish Parasaran, Adv.
Mr. S. Jayaprakash, Adv.
Mr. V. Balachandran, Adv.

Ms. N. Annapoorani, Adv.

Mr. Jana Kalyan Das, Adv.

Mr. S.K. Arora, Adv.

Mr. E.M.S. Anam, Adv.

Mr. Yatish Mohan, Adv.

Ms. Pooja, Adv.

For R-39 Mr. A.K. Ganguli, Sr. Adv.
Mr. Himanshu Upadhyay, Adv.
Ms. Ruby Sharma, Adv.
Mr. Arvind Minocha, Adv.

Mr. Senthil Jagadeesan, Adv.

Mr. M.K. Choudhary, Adv.

Mrs. Namita Choudhary, Adv.

Mr. S.K. Verma, Adv.

Mr. S.N. Bhat, Adv.

For R-23 Mr. Pramod Gupta, Adv.

Mrs. D. Bharathi Reddy, Adv.

Mr. R. Chandrachud, Adv.

For Delhi Univ. Mr. Mohinder Jit Singh, Adv.

For Kalashingam Univ. Mr. R. Balasubramaniam, Sr. Adv.
Mr. V. Balaji, Adv.
Mr. C. Kannan, Adv.
Mr. Pravesh Thakur, Adv.
Mr. Narendra Kumar, Adv.

For Vels Institute Mr. V. Giri, Sr. Adv.
Mr. V. Balaji, Adv.
Mr. Pravesh Thakur, Adv.
Mr. C. Kannan, Adv.
Mr. Narendra Kumar, Adv.

9

Mr. A. Subba Rao, Adv.
Mr. Parmanand Gaur, Adv.
Ms. Charu Mathur, Adv.
Mr. G.N. Reddy, Adv.
Mr. V. Pattabhiram, Adv.
Mr. K.K. Mani, Adv.
Mr. Abhishek Krishna, Adv.
Mr. Ajay Kr. Singh, Adv.
Mr. Shrish Kr. Misra, Adv.
Mr. K. Lakshminarayan, Adv.
Mr. Ankit Swarup, Adv.
Mr. K.V. Mohan, Adv.
Mr. G. Umapathy, Adv.
Mr. M.M. Manivel, Adv.
Ms. Sangita Chauhan, Adv.
Mr. S. Gowthaman, Adv.
Ms. Promila, Adv.
Mr. S. Thananjayan, Adv.
Mrs. Aruna Mathur, Adv.
Mr. Yusuf Khan, Adv.
Mr. Avneesh Arputham, Adv.
Ms. Megha Gour, Adv.
For M/s. Arputham Aruna & Co., Advs.
Mr. Anil Shrivastav, Adv.
Mr. Rituraj Biswas, Adv.
For MCI Mr. Amarendra Sharan, Sr. Adv.
Mr. Amit Kumar, Adv.
Mr. Ashish Kumar, Adv.
Mr. Ritesh Ratnam, Adv.
Mr. Sanchit Guru, Adv.
Ms. Anitha Shenoy, Adv.
Ms. Rashmi Nandkumar, Adv.

10

UPON hearing counsel the Court made the following
O R D E R

Learned Attorney General appearing on behalf of
the Union of India through the Ministry of Human Resource
and Development, on instructions, submitted as under:

(1) In relation to the 44 institutions which have
been dealt with in Annexure VII(d) of the Report of the
committee for Review of Existing Institutions Deemed to
be Universities, the Central Government will issue
individual notices to each institution drawing its
attention to the deficiencies and calling for an
explanation and response. It is clarified that the
institutions shall be entitled to not only give a reply
on the deficiencies but to make a representation as to
the status vis-a-vis the deficiencies.

(2) Thereafter, each of the institutions will be
separately heard. After hearing each individual
institution, the Central Government will pass separate

reasoned report in this behalf in relation to each institution and place a comprehensive report before this Court.

We direct that notices be issued by the Union of India within two weeks from today and reply to the notices be filed within two weeks thereafter. Let there be no default by any institution in this behalf.

The learned Attorney General for India would submit a comprehensive report to this Court on or before 25th of April, 2011, with an advance copy thereof to the learned counsel appearing for the institutions.

Let this matter be listed on 3rd May, 2011 as part-heard.

11

Meanwhile, we direct that the status quo granted by this Court shall continue in respect of all the 44 institutions.

(A.S. BISHT)
COURT MASTER

(NEERU BALA VIJ)
COURT MASTER