

LISTED ON 19.02.2016

COURT NO.

ITEM NO.

SEC. IVA

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.195 OF 2016 @ SLP(C) Nos. 9228 of 2012

Medical Council of India

...APPELLANT

Versus

JSS Medical College & Anr.

...RESPONDENTS

OFFICE REPORT FOR DIRECTIONS

The appeal above mentioned was listed before the Hon'ble Court on 12.1.2016 with an office report dated 11.1.2016, when the Court was pleased to pass the following order:

"Leave granted.

We have heard learned counsel for the parties as well as learned counsel for the students (interveners).

After hearing all the parties, we are of the opinion that in the interest of the students as well as the Medical Council of India and also to send a message across to the JSS Medical College and other medical colleges, the following directions are passed:

(i) Since the students have completed 4½ years of their MBBS Course and are likely to complete their course some time in June this year, notwithstanding the decision of this Court in Medical Council of India Vs. JSS Medical College and Another [(2012) 5 SCC 628], the students may be allowed to complete their course and obtain a degree in case they successfully complete the course. This order is being passed only on peculiar facts of this case.

(ii) Since the College has also not complied with the orders passed by this Court in the above cited case and has permitted the students to continue their studies, to send a message to the College and other medical colleges, we are of the view that it would be appropriate if the JSS Medical College is

directed to deposit an amount of Rs.5,00,00,000/- (Rupees five crores only) in the Registry of this Court within four weeks from today. We order accordingly and observe that the conduct of the JSS Medical College is most unfortunate. The amount of Rs.5,00,00,000/- (Rupees five crores only) so deposited towards costs shall not be recovered in any manner from any student or adjusted against the fees or provision of facilities for students of subsequent batches.

(iii) Again, to send a strong message to the JSS Medical College and other medical colleges, we direct that for the next academic year, i.e., 2016-17, the JSS Medical College shall be permitted to admit only 150 students as against the sanctioned strength of 200.

With the above directions, the appeal stands disposed of.

Pending application, if any, also stands disposed of."

It is submitted that pursuant to aforesaid order, M/s Lawyers Knit & Co., Counsel for Respondent No. 1 viz., JSS Medical College has on 10.2.2016 deposited the amount of Rs.5,00,00,000/- (Rupees five crores only) by Demand draft bearing no. 901733 dated 08.02.2016 in this Registry and the same has been deposited in the UCO Bank in non-interest bearing account.

Orders of the Hon'ble Court are solicited on the amount so deposited in the Registry.

The Office report for directions in the appeal above mentioned is listed before the Hon'ble Court for orders.

Dated this the 12th day of February, 2016.

ASSISTANT REGISTRAR

COPY TO: Mr. Gaurav Sharma, Advocate
M/s. Lawyers Knit & Co., Advocate
Mr. Sushil Balwada, Advocate
Mr. V.N. Raghupathy, Advocate
Mr. S.N.Bhat., Advocate
Mr. S.A.Gupta, Advocate

ASSISTANT REGISTRAR