

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 6272 OF 2013
(ARISING OUT OF SPECIAL LEAVE PETITION (CIVIL) NO.13465 OF 2013)

BOARD OF GOVERNOR MEDICAL COUNCIL
OF INDIA

APPELLANT

VERSUS

INDEX MEDICAL COLLEGE, HOSPITAL &
RESEARCH CENTRE & ANR.

RESPONDENTS

O R D E R

Leave granted.

We have heard learned counsel for the parties at some length.

Learned counsel for the respondents submits that except the delay of furnishing the certificate of consent of affiliation from the University, there was no other deficiency and the application was complete in all respects. The last date for submission of the application with all relevant documents was 31st May, 2012. The certificate of affiliation could

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not be produced before the said date. In fact the certificate of affiliation is dated 7th February, 2013. The dead line fixed by this Court in Civil Appeal Nos.4318 and 4319 of 2012 titled 'Priya Gupta Vs. State of Chhatisgarh & Ors.' dated 08.05.2012, was therefore, not complied with.

Under the circumstances, we are of the view that the High Court was in error in directing the Medical Council of India to conduct inspection of the institution for grant of additional seats.

The Civil Appeal is allowed and the judgment of the High Court is set aside.

Needless to say that the Order will not stand in the way of the respondents claiming additional seats in the next year, if the application is otherwise in order.

.....J.
[K.S. RADHAKRISHNAN]

.....J.
[A.K. SIKRI]

NEW DELHI;
AUGUST 05, 2013.

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

IA 3 & 4/2013 in Petition(s) for Special Leave to Appeal (Civil)
No(s).13465/2013

(From the judgement and order dated 25/03/2013 in WP No.3439/2013 of The
HIGH COURT OF M.P AT INDORE)

BOARD OF GOVERNOR MEDICAL COUN. OF INDIA Petitioner(s)

VERSUS

INDEX MED.COLL.,HOS. & RES.CEN.& ANR. Respondent(s)

(With appln(s) for exemption from filing O.T. and vacating stay and prayer
for interim relief and office report)

Date: 05/08/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.S. RADHAKRISHNAN

HON'BLE MR. JUSTICE A.K. SIKRI

For Petitioner(s) Mr. Amit Kumar,Adv.

For Respondent(s) Mr. Nidhesh Gupta, Sr. Adv.
 Mr. Amit Kumar, Adv.
 Mr. Ankit Raj Sarna, Adv.
 Mr. Avijit Mani Tripathi, Adv.

 Mr. Parth Tiwari, Adv.
 Ms. Pragati Neekhara,Adv.

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

Leave granted.

The Civil Appeal is allowed in terms of the signed order.

(GEETA AHUJA)
SR. P.A.

(RENUKA SADANA)
COURT MASTER

(Signed Order is placed on the file)