

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). 306 OF 2004

MRIDUL DHAR (MINOR) & ANR.

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(With appln(s) for directions and impleading party and intervention and clarification of Court's order and exemption from filing O.T. and office report)

WITH W.P(C) NO. 308 of 2004

(With appln(s) for directions and impleading party)

Date: 13/05/2005 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE Y.K. SABHARWAL

HON'BLE MR. JUSTICE S.B. SINHA

HON'BLE MR. JUSTICE P.P. NAOLEKAR

For Petitioner(s) Mr. Vivek K.Tankha, Sr.Adv.

Ms. Pooja Dhar, Adv.

Mr. Prashant Kumar, Adv.

Mr. Wasim A.Qadri, Adv.

Mr. Mohd. Saud, Adv.

Mr. Lakshmi Raman Singh, Adv.

For Respondent(s) Mr. Mohan Parasaran, A.S.G.

Ms. Sandhya Goswami, Adv.

Mrs. Sushma Suri, Adv.

-Kerala: Mr. K.R.Sasi Prabhu, Adv.
Ms. G.Indira, Adv.

-Gujarat, Mizoram: Mr. Hemantika Wahi, Adv.
Mrs. Sadhana Sandhu, Adv.

-Punjab: Mr. Bimal Roy Jad, Adv.
Ms. Sunita Pandit, Adv.

-West Bengal: Mr. Tara Chandra Sharma, Adv.
Ms. Neelam Sharma, Adv.

-CBSE: Mr. Tara Chandra Sharma, Adv.
Mr. Rajeev Sharma, Adv.
Mr. Tarun Sharma, Adv.

-Rajasthan: Mr. Aruneshwar Gupta, Adv.
Mr. Naveen Kr. Singh, Adv.
Ms. Shivangi, Adv.

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-Pondicherry: Mr. V.G.Pragasam, Adv.

-UT, Chandigarh: Ms. Kamini Jaiswal, Adv.
Mrs. Shomila Bakshi, Adv.

-Tripura: Mr. Rituraj Biswas, Adv.
Mr. Gopal Singh, Adv.

-Goa Dental College: Mr. Bhavanishankar V. Gadnis, Adv.
Ms. B. Sunita Rao, Adv.

-State of Goa: Mr. Bhavanishankar V. Gadnis, Adv.
Ms. Asha Gopalan Nair, Adv.

-Sikkim: Mr. A. Mariarputham, Adv.
Ms. Aruna Mathur, Adv.
for M/s. Arputham, Aruna & Co., Adv.

-J & K: Mr. Altaf H. Naiyak, A.G.
Mr. Anis Suhrawardy, Adv.

-Jharkhand: Ms. Pinky Anand, Adv.
Mr. D.N. Goburdhan, Adv.
Mr. Rajesh Pathak, Adv.
Mr. Arup Banerji, Adv.

-A.P.: Mr. Manoj Saxena, Adv.
Mr. Amit Meharia, Adv.
Mr. Debojit Borkakati, Adv.
Mr. M.P. Meharia, Adv.
Mr. K.C. Kaushik, Adv.
Mr. Rahul Kaushik, Adv.
] Mr. C.K. Sharma, Adv.
Mr. Ashok Kr. Singh, Adv.

-MCI: Mr. Maninder Singh, Adv.
Mrs. Prathiba M. Singh, Adv.
Mr. Angad Mirdha, Adv.
Ms. Pragati Neekhara Singh, Adv.
Mr. Suryanarayana Singh, Adv.
Mr. Dharmendra Kumar Sinha, Adv.

-Assam: Mr. V.K. Sidharthan, Adv.
Mr. Riku Sarma, Adv.
for Corporate Law Group, Adv.

-Uttaranchal: Ms. Rachana Srivastava, AAG.

-Manipur: Mr. KH. Nobin Singh, Adv.

-Bihar: Mrs. Sunita R. Singh, Adv.
Mr. B.B. Singh, Adv.

-Nagaland: Mr. Satya Mitra, Adv.
Mr. Upamanyu Hazarika, Adv.

Ms. Sumita Hazarika, Adv.

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-Maharashtra:

Mr. A.P. Mayee, Adv.

-M.P.:

Mr. Sakesh Kumar, Adv.

Mr. Amit Mishra, Adv.

Mr. B.S. Banthia, Adv.

-Chhattisgarh:

Ms. Suparna Srivastava, Adv.

Mr. Rajesh Srivastava, Adv.

Mr. Arun K. Sinha ,Adv

Mr. D.S. Mahra ,Adv

Mr. J.S. Attri ,Adv

Mr. Radha Shyam Jena ,Adv

Mr. Sanjay R. Hegde ,Adv

Mr. Subramonium Prasad ,Adv

Mr. Gopal Prasad ,Adv

Ms. Kavita Wadia ,Adv

Mr. Ravindra Keshavrao Adsure ,Adv

Ms. Malini Poduval, Adv.

UPON hearing counsel the Court made the following

O R D E R

The aspect regarding increasing of All-India quota from 15 % to 20%,

inclusion of seats under Section 10-A of the Indian Medical Council (Amendment) Act

1993 while calculating 15% All-India quota and constitution of High-Power Committee

and/or appointment of Ombudsman would be considered after the counselling in respect

of Academic Year 2005-2006 is complete. Regarding counselling by video conferencing, we are of the view that, at the first instance, on an experiment basis, video conferencing can commence between Delhi and Rajasthan as indicated in para 14 of annexure 'A' to the affidavit of Prof. Sanjay Shrivastava filed in January, 2005. If successful, counselling by video conferencing can be introduced to other States as well from the next Academic Year 2006-2007. However, we permit the Director General of Health Services to revert back to normal one-to-one counselling in case any difficulty is felt while conducting counselling by video conferencing.

The State of Manipur, Tripura, Chhattisgarh and Union

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Territory of Chandigarh may file their affidavits within two days. Two weeks' time is

allowed to the States of Madhya Pradesh and Orissa to file the requisite affidavits.

List the matter in the month of August, 2005.

(N. Annapurna)

Court Master

(V.P. Tyagi)

Court Master