

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

IA Nos. 82 and 75 in
Writ Petition (Civil) No. 142 of 2006

VIPLAV SHARMA

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(With appln(s) for permission, directions extension of time and office report)

Date: 05/05/2014 These Applications were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.S. RADHAKRISHNAN
HON'BLE MR. JUSTICE VIKRAMAJIT SEN

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Mr. Siddhartha Reddy, Adv.

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

IA No. 82

We have heard Mr. Rakesh Dwivedi, learned senior counsel appearing for the University Grants Commission (UGC), as well as Ms. Indira Jai Sing, learned Additional Solicitor General.

We have been taken through Regulation 16 and 17 of

University Grants Commission (Institutions Deemed to be Universities) Regulations, 2010 and the Notification dated April 06, 2009 issued by the Ministry of Human Resource Development (Department of Higher Education). Mr. Rakesh Dwivedi submitted that similar provisions existed in the previous regulations as well and as such the UGC got a statutory right to review the functioning of the institution even within a period of five years, hence the permission as sought for is not necessary. If the UGC feels that in the present circumstances it has to conduct an inspection in accordance with Regulations 16 and 17, nothing stands in its way to exercise its statutory functions under the said regulations.

As prayed by Mr. Dwivedi, the time sought for by the UGC is extended till July 31, 2014.

We also make it clear that the status quo order passed by this Court will not stand in the way of respondent No.33 (IA No. 67) seeking withdrawal and the Union of India in granting the issue of withdrawal certificate.

IA No.82 stands disposed of.

IA No. 75

Reply to this IA be filed within two weeks.
Put up in the first week of July 2014.

(N.S.K. Kamesh)
Court Master

(Renuka Sadana)
Court Master