

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

Petition(s) for Special Leave to Appeal (Civil) No(s).14032/2011

(From the judgement and order dated 11/02/2011 in WP No. 22511/2009
of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

STATE OF U.P.& ANR Petitioner(s)

VERSUS

SUDHA TIWARI & ORS. Respondent(s)

(With prayer for interim relief and office report)

WITH SLP(C) NO. 14920 of 2011
(With prayer for interim relief and office report)
SLP(C) NO. 15970 of 2011
(With prayer for interim relief and office report)

Date: 05/07/2011 This Petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE R.V. RAVEENDRAN
HON'BLE MR. JUSTICE A.K. PATNAIK

For Petitioner(s) Mr. S.R. Singh, Sr. Adv.
Ms. Savitri Pandey, Adv.
Mr. Ajay Singh, Adv.
Mr. Shrish Kumar Misra, Adv.

Mr. A. Subba Rao, Adv.

For Respondent(s) Ms. Indira Jaising, ASG
Prof. Ravi Kumar Varma, Sr. Adv.
Mr. Nitin Meshram, Adv.
Mr. S. Wasim A. Qadri, Adv.
Mr. D.S. Mahra, Adv.
Ms. Sadhana Sandhu, Adv.
Ms. Sonam Anand, Adv.

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

It is brought to our notice that the validity of Article 15(5) of the Constitution of India has been upheld in Indian Medical Association Vs. Union of India & Ors., (2011) 6 Scale 86. It also upholds the validity of2.

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Delhi Professional Colleges or Institutions (Prohibition of Capitation Fee, Regulation of Admission, Fixation of Non-Exploitative Fee and other Measures to Ensure Equity and Excellence) Act, 2007 which is in pari materia with the provisions of the U.P. Act No.23 of 2006. The said judgment of this Court was rendered on 12.5.2011 subsequent to the decision of the Allahabad High Court.

In view of the above, there shall be interim stay of the impugned judgment of the High Court.

(Ravi P. Verma)
Court Master

(M.S. Negi)
Court Master