

ITEM NO.501(PH)

COURT NO.2

SECTION XVI

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

Civil Appeal No.4060/2009

MODERN DENTAL COLLEGE & RES.CEN. & ORS.

Appellant(s)

VERSUS

STATE OF MADHYA PRADESH & ORS. Respondent(s)
(With appln.(s) for directions, stay, exemption from filing
cause title, impleadment, intervention, clarification,
exemption from filing O.T., stay and office report)

WITH

C.A.No.2871/2007-(With appln. for directions and Office
Report)

C.A.No.2872/2007-(With Office Report)

C.A.No.2873/2007-(With appln.(s) for directions and
impleadment and Office Report)

C.A.No.2874/2007

C.A.No.4061/2009-(With Interim Relief and Office Report)

C.A.No.4062/2009-(With Interim Relief and Office Report)

C.A.No.4063/2009-(With Interim Relief)

C.A.No.4064/2009-(With Interim Relief and Office Report)

C.A.No.4065/2009-(With Office Report)

SLP(C)No.28576/2009

SLP(C)Nos.29875-29876/2009-(With Interim Relief and Office
Report)

SLP(C)Nos.30058-30059/2009-(With appln.(s) for directions
and vacating stay and Interim Relief and Office Report)

SLP(C)Nos.30089-30090/2009-(With Interim Relief and Office

Signature Not Verified

Report)

Digitally signed by ANITA
MALHOTRA

Date: 2016.03.10 16:44:29

IST

Reason: DSC of Ms. Anita

Malhotra, CM is used by

Sarita Purohit, CM for signing

SLP(C)No.686/2010-(With Interim Relief and Office Report)

SLP(C)No.2203-2204/2010-(With Interim Relief and Office

Report)

SLP(C)No.16805/2010-(With Interim Relief and Office Report)

SLP(C)No.8037/2011-(With Interim Relief and Office Report)

SLP(C)No.8926/2011-(With Interim Relief and Office Report)

SLP(C)No.23925/2011-(With appln.(s) for permission to place addl. Documents on record and Interim Relief and Office Report)

SLP(C)No.30793/2012-(With Interim Relief and Office Report)

T.P.(C)Nos.1779-1789/2013-(Stay and Office Report)

R.P.(C)No.1956/2013 In T.C.(C)No.101/2012

SLP(C)No.4875/2013-(With Interim Relief and Office Report)

SLP(C)No.33075/2013-(With Interim Relief and Office Report)

SLP(C)No.33124/2013-(With Interim Relief and Office Report)

W.P.(C)No.490/2014-(Directions and Office Report)

W.P.(C)No.883/2013-(Directions and impleadment as party respondent and Office Report)

R.P.(C) Nos.2159-2268/2013 and R.P.(C) Nos.2048-2157/2013 in T.C.(C) Nos.98, 99, 100, 101, 102, 103, 104, 105, 107, 108, 110, 111, 112, 113-114, 115-116, 117-118, 119, 120, 121-122, 123-124, 125-127, 128-130, 131, 132-134, 135-137, 138-139, 142, 144 and 145 of 2012 & T.C.(C) Nos.1, 2, 3, 4, 5, 7, 8, 9, 10, 11, 12-13, 14-15, 16, 17, 18, 19, 20, 21-22, 23-24, 25, 30, 53, 58, 59, 60, 61, 62, 72, 73, 75, 76, 28-29, 31-32, 33-36, 37-38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 63-65, 66-69, 70-71, 107 and 108 of 2013

Date : 09/03/2016 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ANIL R. DAVE
HON'BLE MR. JUSTICE A.K. SIKRI
HON'BLE MR. JUSTICE R.K. AGRAWAL
HON'BLE MR. JUSTICE ADARSH KUMAR GOEL
HON'BLE MRS. JUSTICE R. BANUMATHI

For the Petitioner(s)/

2

ac 4060/09

Appellant(s)/Applicant(s) :

C.A.Nos.4060 Dr. Rajeev Dhawan,Sr.Adv.
Mr. Harin P. Raval,Sr.Adv.
Mr. Puneet Jain,Adv.
Mr. Manu Maheshwari,Adv.
Mr. Shailendra Sharma,Adv.
Mr. Abhinav Gupta,Adv.
Mr. Apurv Taran,Adv.
Mr. Pramod Sharma,Adv.
For Ms. Pratibha Jain,AOR

I.A.No.83 in CA 4060 Dr. Rajeev Dhawan,Sr.Adv.
Ms. Pragati Neekhara,AOR
Mr. Amalpushp Shroti,Adv.

I.A.No.86 in CA 4060 Mr. Jasbir Singh Malik,Adv.
for Ms. Usha Nandini V.,AOR

WP 883 Mr. Thomas P. Joseph,Sr.Adv.
Mr. M. Gireesh Kumar,Adv.
Mr. Ankur S. Kulkarni,Adv.
Mr. Sriram P.,Adv.
for Mr. Vijay Kumar,AOR

CA 4061 Mr. B. K. Satija,Adv.

CA 4063 & resp.
in CA 2871 Ms. Pragati Neekhara,AOR

CA 4064 & 4065, TC(C)
1779-89 & res.
in SLP(C)30793,4875 Mr. Puneet Jain,Adv.
For Ms. Pratibha Jain,AOR

CA 2871,2872,2873,
2874 & resp. in SLP
(C)16805 & WP(C)883 Mr. Tushar Mehta,ASG
Mr. Shibashish Misra,AOR

CA 4062 Dr. Manish Singhvi,Adv.
for M/s. AP & J Chambers,AOR

SLP(C)28576,29875-76,
30058-59,30089-90,
2203-2204 & resp. in
CA 2871,2872,2873,2874
SLP(C)16805 & WP(C)883 Mr. Milind Kumar,AOR

SLP(C) 16805 Ms. Manjula Gupta,AOR

SLP(C) 8037 Mr. Amit Pawan,AOR

SLP(C) 8926 M/s. Lawyer's Knit & Co.,AOR

RP(C) 1956 Mr. Prashant Bhushan,AOR

SLP(C)33075 & 33124 Mr. Rajiv Shankar Dvivedi,AOR

WP 490 & resp. in
SLP(C)30089-90, 686 Mr. Ajay Choudhary,AOR

For Respondent(s)
UOI Ms. Pinky Anand,ASG
Mr. Ajay Sharma,Adv.
Mr. Sanchit Kumar,Adv.
Mr. Karan Seth,Adv.
Mr. M.P. Gupta,Adv.
Mr. R.S. Nagar,Adv.
Ms. Rekha Pandey,Adv.
Mr. R.K. Rathore,Adv.
Mr. S.S. Rawat,Adv.
Mr. Amit Sharma,Adv.
Ms. Sunita Sharma,Adv.
For Mr. D.S. Mahra,AOR

For MCI Mr. Vikas Singh,Sr.Adv.
Mr. Gaurav Sharma,AOR
Ms. Amandeep Kaur,Adv.

Ms. Deepika Kalia,Adv.
Mr. Dhawal Mohan,Adv.
Mr. Prateek Bhatia,Adv.
Mr. Kapeesh Seth,Adv.
Mr. Vara Gaur,Adv.

RP(C) 2159-2268 &
TC(C) 1 & 3 Mr. Ajit Kumar Sinha,Sr.Adv.
Mr. Ashwarya Sinha,AOR

State of M.P.
& AFRC Ms. Vibha Datta Makhija,Sr.Adv.
Mr. Purushaindra Kaurav,AAG
Mr. R.C. Kohli,AOR
Mr. Mishra Saurabh,AOR
Mr. Rajul Shrivastav,Adv.
Mr. K. Krishna Kumar,Adv.
Mr. Ankit Kumar Lal,Adv.
Ms. Disha Vaish,Adv.

CA 2873 Mr. Vivek Tankha,Sr.Adv.
Mr. Romy Chacko,Adv.
Mr. Sachin Pujari,Adv.

4

ac 4060/09

Mr. Parth Tiwari,Adv.
For Ms. Mridula Ray Bharadwaj,AOR

State of Odisha Mr. Ashok Panigrahi,AOR
Mr. Surajit Bhaduri,Adv.
Mr. Santosh Kumar,Adv.
Mr. Om Swarup,Adv.
Ms. Sharmila Upadhyay,AOR

State of UP Mr. P.N. Misra,Sr.Adv.
Mr. Abhishek Kumar Singh,Adv.
Mr. Abhishth Kumar,AOR

State of Chhattisgarh Mr. C.D. Singh,AOR(AAG)
Mr. Sandeepan Pathak,Adv.

State of Rajasthan Mr. S.S. Shamsbery,AAG
Mr. Amit Sharma,Adv.
Ms. S. Spanana Reddy,Adv.
Mr. Ishu Prayas,Adv.
Mr. Harshvardhan Singh Rathore,Ad.
For Ms. Ruchi Kohli,AOR

Govt. of Puducherry Mr. V.G. Pragasam,AOR
Mr. Prabu Ramasubramanian,Adv.

For CBSE Mr. Tara Chandra Sharma,AOR

Christian Med. Coll. Mr. E.R. Kumar,Adv.
For M/s. P.H. Parekh,AOR

Manipal Univ. Mr. L.R. Singh,AOR

CA 2871 Mr. H.P. Raval,Sr.Adv.
Mr. A. Bagchi,Adv.
Mr. S.K. Das,Adv.
Mr. S. Misra,Adv.
Mr. Anirudh Sharma,Adv.
Ms. Divya Anand,Adv.
Mr. Anando Mukherjee,Adv.
Mr. Nipun Saxena,Adv.
Mr. Ajay Choudhary,AOR

RP(C) 2159-2268 & Mr. C.S.N. Mohan Rao,AOR
RP(C) 1956
RP(C) 2159-2268 Mr. B. Balaji,AOR
TP(C) 1779-80 & Mr. Anish Kumar Gupta,AOR
SLP(C)4875 Mr. Chandra Shekhar Suman,Adv.

5

ac 4060/09

SLP(C)30058-59 Ms. Deepshikha Bharti,Adv.
Dr. Sumant Bharadwaj,Adv.
Mr. Ajit Kumar Gupta,Adv.
for Ms. Mridula Ray Bharadwaj,AOR
Mr. Sanjay K. Agrawal,AOR
Mr. Dharmendra Kumar Sinha,AOR
Mr. Sunil Kumar Jain,AOR
Mr. Abhinav Mukerji,AOR
Mr. Harish Pandey,AOR
Mr. Amit Kumar,AOR
Mr. Pawanshree Agrawal,AOR
Ms. Punam Kumari,AOR
Mr. Prem Sunder Jha,AOR
Mr. C.K. Sucharita,AOR
Ms. Charu Mathur,AOR
Mr. Rajiv Ranjan Dwivedi,AOR
Mr. Suresh Chandra Tripathy,AOR
Dr. Sushil Balwada,AOR
Mr. Anil Kumar Mishra-I,AOR
Mr. K.K. Mani,AOR
Mr. Ramesh Babu M.R.,AOR
Mr. Ravindra Keshavrao Adsure,AOR

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

Ms. Pinky Anand, learned Additional Solicitor
General appearing on behalf of the Union of India, made
her concluding submissions for few minutes. Then, Mr.
Vikas Singh, learned senior counsel appearing for the

6

ac 4060/09

Medical Council of India, made his submissions for few
minutes. Then, Mr. Purushendra Kaurav, leaned Additional
Advocate General appearing for the State of Madhya

Pradesh and AFRC, started his arguments and concluded at 1.00 p.m. Thereafter, Dr. Rajeev Dhawan, learned senior counsel started his arguments in reply at 2.00 p.m. and could not conclude till the Court rose for the day.

The matters remained Part-heard.

List the matters on 15th March, 2016, as Part-heard.

(Sarita Purohit)
Court Master

(Sneh Bala Mehra)
Assistant Registrar