

ITEM NO.9

COURT NO.4

SECTION IX

S U P R E M E            C O U R T   O F   I N D I A  
R E C O R D   O F   P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Civil) No(s).14082/2011

(From the judgement and order dated 06/05/2011 in  
of The HIGH COURT OF GUJARAT AT AHMEDABAD)

SCA No. 4849/2011

KARNAVATI SCHOOL OF DENTISTRY

Petitioner(s)

VERSUS

GUJARAT UNIVERSITY

Respondent(s)

(With appln.(s) for permission to file additional documents and with  
prayer for interim relief)

WITH

SLP(C) NO. 14145 of 2011

(With appln.(s) for permission to file additional documents and with  
prayer for interim relief and office report)

Date: 27/05/2011      These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI  
HON'BLE MR. JUSTICE CHANDRAMAULI KR. PRASAD  
(VACATION BENCH)

For Petitioner(s)      Mr. K.V. Viswanathan, Sr.Adv.  
                                 Mr. Deeptakirti Verma, Adv.  
                                 Mr. Nikhil Goel, A.O.R.(Not Present)

For Respondent(s)      Mr. Sanjay R. Hegde, Adv.

UPON hearing counsel the Court made the following

O R D E R

These petitions are directed against order dated 6.5.2011 of the Division Bench of the Gujarat High Court whereby the Special Civil Applications filed by the petitioners for restraining the Gujarat University from filling up the seats at the level of post-graduation for the academic year 2011-2012 except

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in accordance with the Regulations framed by the Dental Council of India in 2007.

After arguing the case for some time, Shri K.V. Viswanathan, learned senior counsel appearing for the petitioners, on instructions, made a request that his clients may be permitted to withdraw the special leave petitions as also the Special Civil Applications with liberty to file fresh petitions before the High Court for the next academic session and also challenge the constitutional validity of the Gujarat Professional Medical Educational Colleges or Institutions (Regulation of Admission and Fixation of Fees) Act, 2007 (for short, "the Act").

The request of the learned senior counsel is accepted and the petitioners are allowed to withdraw

the special leave petitions as also Special Civil Applications. They are also given liberty to file fresh Special Civil Applications in terms of the prayer made.

If the petitioners file Special Civil Applications challenging the constitutional validity of the Act with a prayer for issue of direction in the matter of admission for 2012-2013 session, the same shall be decided by the High Court without being influenced by the observations made in the impugned order.

(A.D. Sharma)  
Court Master

(Phoolan Wati Arora)  
Court Master