

ITEM NO.27

COURT NO.5

SECTION XVI

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).17684-17688/2012

(From the judgement and order dated 17/05/2012 in MAT No.661/2012, MAT No.681/2012, MAT No.688/2012, MAT No.793/2012, MAT No.840/2012 of The HIGH COURT OF CALCUTTA)

PROSENJIT DAS &amp; ORS.

Petitioner(s)

VERSUS

STATE OF WEST BENGAL &amp; ORS.

Respondent(s)

(With appln(s) for exemption from filing c/c of the impugned Judgment and prayer for interim relief and office report)

Date: 28/05/2012            These Petitions were called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE B.S. CHAUHAN  
HON'BLE MR. JUSTICE DIPAK MISRA  
(VACATION BENCH)

For Petitioner(s)	Mr. Bhagwati Prasad, Sr. Adv. Mr. Surajit Samanta, Adv. Mr. Bikas goswami, Adv. Mr. Asit Kumar Roy, Adv. Mr. Snehasish Mukherjee, Adv.
For Respondent(s)	Mr. Deba Prasad Mukherjee, Adv. Mr. Pralay Kar, Adv. Ms. Nandini Sen, Adv.
MCI	Mr. Amit Kumar, Adv. Mr. Avijit Mani Tripathi, Adv.  Mr. Soumitra G. Chaudhuri, Adv. Mr. G.S. Chatterjee, Adv.  Mr. Raja Chatterjee, Adv. Ms. Runa Bhengan, Adv.  Mr. Santi Ranjan, Adv. Mrs. Sarla Chandra, Adv.

UPON hearing counsel the Court made the following

O R D E R

Heard      learned      counsel      for      the      parties

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and perused the records.

In view of the fact that the admissions are going to be closed on 31.5.2012 as has been pointed out by Mr. Amit Kumar, learned counsel appearing for Medical Council of India, we can quite see the urgency in the matter.

It is

therefore, requested to the Writ Appeal Court to hear the matter as early as possible immediately after re-opening.

For that purpose, we request Hon'ble the Chief Justice of the High Court to place the matter before a Bench for expeditious hearing and the concerned Bench is requested to decide the appeal within three weeks.

In the meanwhile, as the counselling is in continuance, eligible candidates of both categories shall be allowed to participate in the counselling. The incentive marks may be awarded to the carved out category as if the notification to the in-service candidates which shall be placed in a sealed cover before the Division Bench hearing the matter. After the matter is decided on merits, the High Court may implement its order giving effect to the admission.

The admissions shall take place only after the order of the Division Bench of the High Court hearing the writ appeal. The time for giving admission is extended regard being had to special features of the case.

With these observations, the special  
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leave petitions stand disposed of.

(O.P. Sharma)  
Court Master

(M.S. Negi)  
Court Master