

ITEM NO.4

COURT NO.2

SECTION IV

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

I.A. NO.8 OF 2012 IN CIVIL APPEAL NO.9717 OF 2011

PARMENDER KUMAR & ORS.

Appellant (s)

VERSUS

STATE OF HARYANA & ORS.

Respondent(s)

(With appln(s) for modification and office report)

Date: 03/04/2012 This Appeal was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ALTAMAS KABIR  
HON'BLE MR. JUSTICE J. CHELAMESWAR  
HON'BLR MR. JUSTICE FAKKIR MOHAMED IBRAHIM KALIFULLA

For Appellant(s) Mr. P. Narasimhan, AOR  
For Respondent(s)/ Applicant Mr. M.N. Krishnamani, Sr. Adv.  
Mr. Anjani Kumar Mishra, AOR  
Mr. Shailendra Kumar Mishra, Adv.  
Mr. Amit Kumar, Adv.  
For University Mr. Rajat Rathee, Adv.  
Mr. Rajender Prasad, AOR  
For R-24 to 34 Mr. Dependra Hudda, Adv.  
Mr. Dilip Kumar Sharma, Adv.  
Mr. Atishi Dipankar, AOR  
For State of Haryana Dr. Monika Gusain, AOR

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

I.A. No.9 of 2012  
CA 9717/2011

I.A. No.9 of 2012, has been filed in C.A. No.9717 of 2011, which was disposed of by this Court by an order dated 9th January, 2012. In the Civil Appeal, this Court was considering the cases of five persons, who claimed that they had been wrongly deprived of admission in the Post-Graduate or Diploma courses being offered for the new academic year.

While considering the matter, it was brought to our notice that the cases of the five candidates had been rejected on account of the fact that they had neither deposited the admission fees nor their original

certificates, at the time of interview. However, while considering the matter, it transpired that Dr. Jai Singh and Dr. Rajiv Dabla had, in fact, complied with both requirements and, accordingly, we directed that they be admitted in the Post-Graduate or Diploma courses for which they had been selected, in the new academic year. The cases of the other applicants were rejected since they failed to satisfy the Court that they had also complied with the requirements.

I.A. No.9 of 2012, has now been filed by Dr. Jai Singh and Dr. Rajiv Dabla, inter alia, for a direction upon the concerned authorities that they should be put at the top of the list of candidates for the Post-Graduate or Diploma courses to which they had been selected earlier, for the purpose of counseling for the session 2012-2013.

Learned counsel appearing for Pandit Bhagwan Sharma Post Graduate Institute of Medical Sciences, Rohtak, Haryana, has no difficulty as far as such prayer is concerned, since a direction had been given by this Court in the earlier order that they should be admitted in the said CA 9717/2011

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courses.

Accordingly, the prayer is allowed and I.A. No.9 of 2012, is disposed of with a further direction upon the University authorities to place the applicants at the top of the list of candidates, for the group for which they had been selected for the new academic session.

I.A. No.8 of 2012

I.A. No.8 of 2012, has been filed by one Dr. Suresh Godara, one of the three candidates, whose claim was rejected earlier on the ground that he had not complied with the requirements, as indicated in the order disposing of I.A. No.9 of 2012.

Mr. M.N. Krishnamani, learned senior counsel appearing on behalf of the applicant, tried to convince us that the fees had been paid and, in fact, the original documents had been produced at the time of interview. However, we are unable to accept Mr. Krishnamani's submissions on the basis of the documents produced by him in Court today.

Accordingly, the prayer made in I.A. No.8 of 2012 is rejected.

(Chetan Kumar)  
Court Master

(Juginder Kaur)  
Assistant Registrar