

ITEM NO.9

COURT NO.2

SECTION XIV

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).16233/2011

(From the judgement and order dated 10/06/2011 in  
544/2011 of The HIGH COURT OF DELHI AT N. DELHI)

LPA No.

BD.OF GOVERNERS IN SUPPRESSION OF M.C.I.

Petitioner(s)

VERSUS

SHREE CHHATRAPATI SHIVAJI EDU.SO& ORS.

Respondent(s)

(With prayer for interim relief and office report)

Date: 17/06/2011

This Petition was called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE B.S. CHAUHAN  
HON'BLE MR. JUSTICE SWATANTER KUMAR  
[VACATION BENCH]

For Petitioner(s)

Mr. P.P. Rao, Sr. Adv.  
Mr. Amit Kumar, Adv.  
Mr. Ritesh Ratnam, Adv.  
Ms. Rekha Bakshi, Adv.  
Mr. Jawahar Narang, Adv.

For Respondent(s)

Mr. K.V. Vishwanathan, Sr. Adv.  
Mr. Syed Kalimuddin, Adv.  
Mr. Karan Lahiri, Adv.  
Mr. Abhinav Mukerji, Adv.

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

The present petition is directed against an  
interim order passed by a Division Bench of the

High Court of Delhi at New Delhi dated 10th June,

SLP(C) 16233 of 2011

2011.

The contention raised before us is that the  
interim order of the High Court is contrary to the  
statutory provisions and the judgments of this  
Court. Be that as it may, it is an interim order

and we see no reason to interfere. However, we clarify the order of the High Court as follows:

(a) The application of the College will not be rejected on the two grounds alone which are indicated in the impugned order passed by the High Court.

(b) The Council shall be at liberty to consider the application in accordance with the Rules, Regulations and the parameters provided for grant of approval of such Colleges. If as per the wisdom of the Council, conditions are not satisfied it will be at liberty to decline the approval.

(c) We extend the period by two weeks for considering and granting/refusing the approval to the Medical College. The Council will be at liberty to inspect the College through Experts as contemplated under the Rules.

(e) The High Court would hear the matter on 14th July, 2011, the date already fixed. On

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that date the order passed by the Council shall be placed before the High Court.

All questions are left open for final decision of the writ petition by the High Court and the order is without prejudice to the contentions of the parties.

The Special Leave Petition stands disposed of with the aforesaid clarifications.

(KALYANI GUPTA)  
COURT MASTER

(INDU SATIJA)  
COURT MASTER