

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

I.A.NOS.10-11 OF 2006

IN

I.A.NO.9

IN

CIVIL APPEAL NO.3735 OF 2006

STATE OF KERALA & ANR.

APPELLANT(S)

VERSUS

MANAGER, M.O.S.C.MEDICAL COLLEGE & ANR.

RESPONDENT(S)

WITH

I.A.NO.2 IN W.P.(C) NO.435/2006

O R D E R

Applications for impleadment and intervention are allowed.

Heard both sides.

These matters relate to the admission to MBBS Course in the

un-aided private, professional colleges in the State of Kerala. All these

colleges, as per the provisions of the Kerala Self-Financing Professional

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Colleges (Prohibition of Capitation Fees and Procedure for Admission

and Fixation of Fees) Act, 2004, are entitled to fill up 50% of their total

seats in the management quota. However, in these three colleges in

question viz. Three students in MES Medical college, Perinthalamanna,

two students in the college managed by Malankara Orthodox Syrian

Church Medical College, Kollercherry and two students in Karuna

Medical College, Palakkad were admitted in excess of the 50% quota.

Counsel for the State submitted that in the C-operative Medical College

owned and managed by the State of Kerala, there are four vacant seats

of MBBS course. We direct that out of these seven students, who were

admitted in excess of the total management quota, four students, who

have secured more merit, may be adjusted in the Co-operative Medical

College. The Co-operative Medical College is directed to effect

admission to these four students within a period of one week.

Post on 8th December, 2006.

.....J.

(K.G. BALAKRISHNAN)

.....J.

(D.K. JAIN)

NEW DELHI;

3

1ST DECEMBER, 2006

4

ITEM NO.3

COURT NO.2

SECTION XIA

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

RECORD OF PROCEEDINGS

IA No.9, 10-11 & I.A.No.....in CIVIL APPEAL NO. 3735 OF 2006

STATE OF KERALA & ANR

Appellant (s)

VERSUS

MANAGER, M.O.S.C.MEDICAL COLLEGE & ANR

Respondent(s)

(With appln(s) for directions and intervention and impleadment and office report)

With

I.A.No.2 in W.P.(C) No.435/2006

(For directions and office report)

Date: 01/12/2006 These Applications were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.G. BALAKRISHNAN

HON'BLE MR. JUSTICE D.K. JAIN

For Appellant(s)

Mr.T.L.V.Iyer, Sr.Adv.

Mr. P.V. Dinesh,Adv.

Mrs.Sindhu, T.P., Adv.

For Respondent(s)

Mr.U.U.Lalit, Sr.Adv.

Mr.S.U.K.Sagar, Adv.

Ms.Bina Madhavan, Adv.

Mr.Rahul Pratap Singh, Adv.

For M/S. Lawyer'S Knit & Co,Advs.

Mr.Harris Beeran, Adv.

For Mr. Radha Shyam Jena ,Adv

Ms. Sumita Hazarika, Adv.

Ms. Malini Poduval, Adv.

Mr. Vikas Singh, ASG

Ms. Sandhya Goswami, Adv.

Mr. L. Nageshwara Rao, Sr. Adv.

Mr. E.M.S. Anam, Adv.

Mr. Fazlin Anam, Adv.

For MCI/DCI

Mr. Maninder Singh, Adv.

Mr. A. Mariarputham, Adv.

Mr. Gaurav Sharma, Adv.

Mr. Sumeet Bhatia, Adv.

UPON hearing counsel the Court made the following

O R D E R

Applications for impleadment and intervention are allowed.

Heard both sides.

The matter will again be listed for 8th December, 2006, in
terms of the
signed order.

(G.V.Ramana)

Court Master

(Veera Verma)

Court Master

(Signed order is placed on the file)