

ITEM NO.13

COURT NO.4

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 (C) No.34220/2015

(Arising out of impugned final judgment and order dated 07/10/2015 in WP No. 30/2015 passed by the High Court of Sikkim at Gangtok)

MEDICAL COUNCIL OF INDIA

Petitioner(s)

VERSUS

SIKKIM MANIPAL UNIVERSITY AND ORS

Respondent(s)

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

WITH S.L.P. (C) No.16551-16552/2015

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

S.L.P. (C) No.18313/2012

(With interim relief and office report)

Date : 27/01/2016 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DIPAK MISRA

HON'BLE MR. JUSTICE N.V. RAMANA

For Petitioner(s) Mr. P.S. Patwalia, ASG
Mr. Gaurav Sharma, AOR
Mr. Prateek Bhatia, Adv.
Mr. Dhaval Mohan, Adv.
Mr. Archit Upadhyay, Adv.

For Respondent(s) Mr. Gopal Subramonium, Sr. Adv.
Dr. Abhishek Manu Singhvi, Sr. Adv.
Mr. Nikhil Nayyar, AOR
Mr. Dhananjay Baijal, Adv.
Mr. N. Sai Vinod, Adv.

SLP 18313/12 Mr. Gopal Subramonium, Sr. Adv.
Dr. Abhishek Manu Singhvi, Sr. Adv.
Mr. Nikhil Nayyar, AOR
Mr. Lakshmi Raman Singh, AOR

SLP 18313/12

M/s. Arputham Aruna & Co.

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

Heard Mr. P.S. Patwalia, learned Additional Solicitor General, along with Mr. Gaurav Sharma, learned counsel for the petitioner, the Medical Council of India and Mr. Gopal Subramonium and Dr. Abhishek Manu Singhvi, learned senior counsel for the respondent-University.

Having heard learned counsel for the parties, we are inclined to direct the Medical Council of India to conduct an inspection in respect of the respondent No.1-University and the S.T.N.M. Hospital, to find out whether the infrastructure and other facilities, including the teaching staff, are sufficient/adequate for grant of recognition under Section 11(2) of the Medical Council of India Act, 1956, and the regulations framed thereunder for 100 seats. The inspection shall be done within a period of four weeks from today. It will be open to the Medical Council of India to file two reports, namely, one including the facilities available in the STNM Hospital and the other, excluding the facilities in the STNM Hospital. Needless to say, we will address the issue whether in the special features of this case, the facilities available in the STNM Hospital would be included for the purpose of grant of recognition to the respondent No.1-University.

Let the matter be listed on 14th March, 2016.

(Chetan Kumar)
Court Master

(H.S. Parasher)
Court Master